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Bill No. 81 - 71		Funds-Dept.Community Services	7	145
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Bill No. 81 - 73 Amend		Transfer of appropriations-library	7	169
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Bill No. 81-92		Bonds - \$1,600,000	7	271
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Bill No. 81-96		Funds to Dept. Planning & Zoning	7	346
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Bill No. 82-4		Zoning Cycle I - 1982 - postponement	7	373
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Bill No. 82-23		Funds-Board of Elections	7	648
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Bill No. 82-25 (Amend)		Building permits & Elec. inspections	7	655
Bill No. 82-26 (Amend)		Annual budget & approp. ordinance	7	661
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Bill No. 82-28 (Amend)		Environmental Controls	7	691
Bill No. 82-30 (Amend)		Licenses & Permits	7	713
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		OVER		

Bill No. 82-34	(Amend)	Apts. Project A Bonds-\$1,600,000-Edgewood Heights	7	727
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Bill No. 82-40	(Amend)	Zoning Maps	7	797
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Bill No. 82-50		visions Propose Amend-Art.VIII-General Pro-	7	829



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BOOK 7 PAGE 1

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-55Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-23Date August 4, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the Commission for Women from unanticipated revenues received from PEER (Project on Equal Education Rights) Grant; to provide funds for a campaign on equal education.

By the Council, August 4, 1981Introduced, read first time, ordered posted and public hearing scheduled
on: September 8, 1981at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 8, 1981 and concluded on September 8, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 WHEREAS, the County Executive has recommended an
 2 emergency appropriation of unanticipated grant revenues to the
 3 County Budget for the fiscal year ending June 30, 1982, and
 4 continuing thereafter in accordance with the terms of the grant;
 5 and

6 WHEREAS, the funds are part of the PEER (Project on Equal
 7 Education Rights) Grant; and

8 WHEREAS, the funds shall be used for a campaign for equal
 9 education; and

10 WHEREAS, the appropriation of the funds is in accordance
 11 with the provisions of Section 518 of the Charter of Harford
 12 County, Maryland.

13 NOW, THEREFORE,

14 Section 1. *Be It Enacted By The County Council Of Harford County,*
 15 *Maryland,* that the current expense budget for the fiscal year
 16 ending June 30, 1982, be, and it is hereby amended by making an
 17 emergency appropriation and expenditure from monies received from
 18 PEER in the below listed amounts for the purpose detailed:

19 Appropriation:

20	Grants Special Fund	
21	Commission for Women	
22	PEER Program (7/1/81-6/30/82)	
23	Grant Receivable Account No. 28-00-03-80-59-02-00-00..	\$1,900
24	Total Grant Receivable.....	\$1,900
25	Grants Special Fund	
26	Commission for Women	
27	PEER Program (7/1/81-6/30/82)	
28	Grant Expenditure Account No. 88-01-42-00-03-02-02-XX	\$ 500
29		88-01-42-00-03-02-03-XX \$ 300
30		88-01-42-00-03-02-05-XX \$1,100
31	Total Grant Fund Expenditures	\$1,900

1 Section 2. *And Be It Further Enacted*, that this Act is hereby
2 declared to be an Emergency Act, necessary for the protection
3 of the public health, safety and welfare, and for a vital County
4 program, and shall take effect on the date it becomes law.

5 EFFECTIVE: September 14, 1981
6

7 *The Secretary of the Council does hereby*
8 *certify that fifteen (15) copies of this Bill*
9 *are immediately available for distribution to*
10 *the public and the press.*

11 *Angela M. Markowski*, Secretary
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81-55

Date: 7/20/81

1. Grant Title and Purpose: PEER PROGRAM- To provide funds to assist the activities of the Harford County Commission for Women.
2. Grant Administrator: Commission for Women
3. Granting Organization: PEER (Project on Equal Education Rights)
4. Amount of Grant: \$1,900.00 Bill # 81-
5. Dates of Grant: From: 7/1/81 To: 6/30/82
6. Grant is: ☒ New ☐ Renewal ☐ Modification
7. Financial Reporting:
Reimbursement Reports are Required: ☐ Monthly
☐ Quarterly
☒ Other
and will be prepared by Joan Traub, Coordinator, Commission for Women
(A copy is required to be sent to Joel Hinojosa, Department of Treasury.)
8. Cost Sharing Arrangements: None
9. Method by which County will Receive Funds: Installment Requests
10. Audit Requirements: None
11. Overhead Cost Arrangement with County: None
12. Appropriation Account Number: 88-01-42-00-03-02-XX-XX
28-00-03-80-59-02-00-00
13. Receivable Account Number: _____
14. Proposed Budget by Category:

<u>02</u> - Travel.....	\$ 500.00
<u>03</u> - Contractual Services.....	300.00
<u>05</u> - Supplies & Materials.....	1,100.00
TOTAL.....	\$1,900.00

81-55

BOOK 7 PAGE 5

BY THE COUNCIL

Read the third time, BILL NO. 81-55

Passed LSD 81-26 (September 8, 1981) ~~(With amendments)~~~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of September, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Branger
County Executive
Date September 14, 1981

BY THE COUNCIL

This Bill (No. 81-55), having been approved by the Executive and
returned to the Council, becomes law on September 14, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 19 82 at 1:00 P.M.
Liber 7 Folio 1 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 14, 1981

BILL NO. 81-56

BCOV 7 PAGE 6
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-56

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-23 Date August 4, 1981

AN EMERGENCY ACT to make a supplemental appropriation from the General
Fund Reserve for Contingencies for the current fiscal
year; to provide funds as a supplemental police aid
to the Town of Aberdeen.

By the Council, August 4, 1981

Introduced, read first time, ordered posted and public hearing scheduled
on: September 8, 1981
at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on September 8, 1981
and concluded on September 8, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-56

BOOK 7 PAGE 7

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current expense budget for the
3 fiscal year ending June 30, 1982, in accordance with Section 517
4 of the Charter of Harford County, Maryland; and

5 WHEREAS, such funds are necessary for police aid to Aberdeen;
6 and

7 WHEREAS, the Treasurer has certified that such funds are
8 available for appropriation.

9 NOW, THEREFORE,

10 Section 1. *Be It Enacted By The County Council Of Harford County,*
11 *Maryland,* that the current expense budget for the fiscal year
12 ending June 30, 1982, be, and it is hereby amended by making an
13 appropriation from the General Fund Reserve for Contingency
14 in the below listed amounts for the purpose detailed:

15 Appropriation:

16 From: General Fund Reserve for Contingency

17 Account No. 70-13-17-00-01-00-07-01..... \$ 1,000

18 Total Funds Requested..... \$ 1,000

19 To: General Fund

20 Grants-In-Aid

21 Supplemental Police Aid - Aberdeen

22 Account No. 70-01-98-00-06-00-07-01..... \$ 1,000

23 Total Funds Appropriated..... \$ 1,000

24 Section 2. *And Be It Further Enacted,* that this Act is hereby
25 declared to be an Emergency Act, necessary for the preservation
26 of the public health, safety and welfare and is necessary for the
27 Town of Aberdeen, and shall take effect on the date it becomes
28 law.

29 EFFECTIVE: September 14, 1981

30 The Secretary of the Council does hereby
31 certify that fifteen (15) copies of this Bill
32 are immediately available for distribution to
the public and the press.

Angela M. MacLachlan, Secretary

BOOY 7 PAGE 8

BY THE COUNCIL

Read the third time, BILL NO. 81-56

Passed LSD 81-26 (September 8, 1981)XXXXXXXXXXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXX

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of September, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Berranger
County Executive
Date September 14, 1981

BY THE COUNCIL

This Bill (No. 81-56), having been approved by the Executive and
returned to the Council, becomes law on September 14, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 14, 1981

BOOK 7 PAGE 9

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-57Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-23 Date August 4, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations between Capital Projects in the 1981-1982 Road Capital Fund; to provide that a new Project be created in the 1981-1982 Road Capital Fund; to provide that certain appropriations be transferred from the 1981-1982 Walters Mill Road Project, The Salt Domes Project and The Bridge Ratings Project to a new capital project in the 1981-1982 Road Capital Fund.

By the Council, August 4, 1981Introduced, read first time, ordered posted and public hearing scheduled
on: September 8, 1981at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 8, 1981
and concluded on September 8, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

ECOV 7 PAGE 10

1 WHEREAS, the County Executive has recommended that
2 certain appropriations be transferred between Capital Projects
3 in the 1981-1982 Road Capital Fund, and that a new Capital Project
4 be created in the 1981-1982 Road Capital Fund; and

5 WHEREAS, Sections 516 and 521 of the Charter of Harford
6 County, Maryland, require that such transfers and creations be
7 authorized by legislative act of the County Council; and

8 WHEREAS, such a transfer and project creation is necessary
9 to fund construction and engineering expenditures; and

10 WHEREAS, this requirement for a transfer conforms with
11 Sections 516, 519 and 521 of the Charter of Harford County,
12 Maryland.

13 NOW, THEREFORE,

14 Section 1. *Be It Enacted By The County Council Of Harford County,*
15 *Maryland,* that the 1981-1982 Road Capital Fund, be, and it is
16 hereby amended by making an intra-budget project transfer of
17 appropriations, and that a new project, be, and it is hereby
18 added to the 1981-1982 Road Capital Fund, all to read as follows:

19 Transfer of Funds:

20 From: Road Capital Fund

21 Department of Public Works

22 Walters Mill Road Project

23 Account No. 77-03-28-00-16-00-05-XX.....\$ 65,000

24 Salt Domes Project

25 Account No. 77-03-28-00-21-00-03-XX.....\$ 16,500

26 Bridge Ratings Project

27 Account No. 77-03-28-00-02-00-03-XX.....\$ 18,500

28 Total Road Capital Funds Transferred.....\$100,000

29 To: Road Capital Fund

30 Department of Public Works

31 Quaker Bottom Road Bridge Project

32 Account No. 77-03-28-00-23-00-03-XX.....\$ 65,000

600% 7 PAGE 11

1 Singer Road Bridge (New Project)

2 Account No. 77-03-28-00-24-00-03-XX.....\$ 35,000

3 Total Road Capital Funds Requested.....\$100,000

4 Section 2. *And Be It Further Enacted*, that this Act is hereby
5 declared to be an Emergency Act, necessary for the governmental
6 operations of Harford County, and shall take effect on the date it
7 becomes law.

8 EFFECTIVE: September 14, 1981

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The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Angela Markowski, Secretary

BOOK 7 PAGE 12
BY THE COUNCIL

Read the third time, BILL NO. 81-57

Passed LSD 81-26 (September 8, 1981) ~~XXXXXXXXXXXXXXXXXXXX~~

~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of September, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Ferrante
County Executive

Date September 14, 1981

BY THE COUNCIL

This Bill (No. 81-57), having been approved by the Executive and
returned to the Council, becomes law on September 14, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 19 82 at 1:00 P.M.
Lib. 7 Folio 9 & examined per
H: Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 14, 1981

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLANDBILL NO. 81-58Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-24 Date August 11, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the
Department of Public Works from unanticipated
revenues received from the Baltimore Regional Planning
Council; to provide funds for the Harford County
"208" Water Quality Management Grant Program.

By the Council, August 11, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: September 15, 1981at: 7:15 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on September 15, 1981
and concluded on September 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

ECCV 7 MAY 14

1 WHEREAS, the County Executive has recommended an emergency
 2 appropriation of unanticipated grant revenues to the County
 3 Budget for the fiscal year ending June 30, 1982, and continuing
 4 thereafter in the succeeding fiscal year ending June 30, 1983, in
 5 accordance with the terms of the grant; and

6 WHEREAS, the funds are part of the Baltimore Regional
 7 Planning Council "208" Water Quality Grant; and

8 WHEREAS, the funds shall be used for the Harford County
 9 "208" Water Quality Grant Program; and

10 WHEREAS, the appropriation of the funds is in accordance
 11 with the provisions of Section 518 of the Charter of Harford
 12 County, Maryland.

13 NOW, THEREFORE,
 14 Section 1. *Be It Enacted By The County Council Of Harford County,*
 15 *Maryland,* that the current expense budget for the fiscal years
 16 ending June 30, 1982 and June 30, 1983, be, and it is hereby
 17 amended by making an emergency appropriation and expenditure
 18 from monies received from the Baltimore Regional Planning Council
 19 in the below listed amounts for the purpose detailed:

20 Appropriation:

21 Grants Special Fund

22 Department of Public Works

23 "208" Planning Program (10/1/81 - 9/30/82)

24 Grant Receivable Account No. 28-00-03-80-30-05-00-00...\$ 18,706.00

25 Total Grant Fund Receivable..... 18,706.00

26 Grants Special Fund

27 Department of Public Works

28 "208" Planning Program (10/1/81 - 9/30/82)

29 Grant Expenditure Account No. 88-03-78-01-04-06-01-XX \$ 18,688.00

30 88-03-78-01-04-06-02-XX 325.00

31 88-03-78-01-04-06-03-XX 1,331.00

32 88-03-78-01-04-06-05-XX 330.00

1 88-03-78-01-04-06-08-XX \$ 250.00
 2 88-03-78-01-04-06-14-XX \$ 4,017.00
 3 88-03-78-01-04-06-15-XX \$ (6,235.00)
 4 Total Grant Expenditures..... \$ 18,706.00

5 Section 2. *And Be It Further Enacted*, that this Act is hereby
 6 declared to be an Emergency Act, necessary for the protection
 7 of the public health, safety and welfare, and for operation of
 8 a vital County program, and shall take effect on the date it
 9 becomes law.

10 EFFECTIVE: September 18, 1981

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 12 The Secretary of the Council does hereby
 13 certify that fifteen (15) copies of this Bill
 14 are immediately available for distribution to
 the public and the press.

15 Angela Markowski, Secretary
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BY THE COUNCIL

Read the third time.

Passed LSD 81-27 (September 15, 1981) ~~(with amendments)~~
~~XXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 16th day of September, 1981
 at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Gurrango
 County Executive
 Date September 18, 1981

BY THE COUNCIL

This Bill (No. 81-58), having been approved by the Executive
 and returned to the Council, becomes law on September 18, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
 Liber 7 Folio 13 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 18, 1981

BOOK 7 PAGE 17
COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 31-59 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 81-24 Date August 11, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations between Capital Projects in the 1981-1982 Water and Sewer Capital Fund; to provide that certain funds be transferred from the Winters Run Interceptor Stockton/Ring Factory Road and to Singer Road to Stockton Road to the Fern Drive Water Project; to provide monies to cover "in-house" expenses for the completed project.

By the Council, August 11, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: September 15, 1981

at: 7:15 P.M.

By Order: Angela Maslowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 15, 1981 and concluded on September 15, 1981.

Angela Maslowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOCV 7 MAY 19

WHEREAS, the County Executive has recommended that certain appropriations be transferred between certain Capital Projects in the 1981-1982 Water and Sewer Capital Fund; and

WHEREAS, Sections 516 and 521 of the Charter of Harford County, Maryland, require that such transfers be authorized by legislative act of the County Council; and

WHEREAS, this request for a transfer conforms with Sections 516, 519 and 521 of the Charter of Harford County, Maryland.

NOW, THEREFORE,

Section 1. *Be It Enacted By The County Council Of Harford County, Maryland,* that the 1981-1982 Water and Sewer Capital Fund, be, and it is hereby amended by making an intra-budget transfer of appropriations in the below listed amounts for the purpose detailed:

Transfer of Appropriation

From: Water and Sewer Capital Fund

Department of Public Works

Winters Run Interceptor

Stockton/Ring Factory Road (6234)

SINGER ROAD TO STOCKTON (6233)

Account No. 81-03-02-62-34-01-XX-XX.....\$ 2,900.00

81-03-02-62-34-02-XX-XX.....\$ 6,400.00

81-03-02-62-33-01-03-XX.....\$ 3,500.00

Total Appropriation Transfer.....\$-9,300.00
\$12,800.00

To: Water and Sewer Capital Fund

Department of Public Works

Fern Drive Water (6470)

Account No. 81-03-03-64-70-03-XX-XX.....\$-9,300.00
\$12,800.00

Total Appropriation Request.....\$-9,300.00
\$12,800.00

1 Section 2. *And Be It Further Enacted*, that this Act is hereby
2 declared to be an Emergency Act, necessary for the protection
3 of the public health, safety and welfare and the payment of
4 expenses associated with the completed Fern Drive Water Project
5 and shall take effect on the date it becomes law.

6 EFFECTIVE: September 18, 1981
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500 7 PAGE 20

BY THE COUNCIL

Read the third time, BILL NO. 81-59 (as amended)

Passed LSD 81-27 (September 15, 1981) (with amendments)

~~Excluded from Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of September, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barrang
County Executive
Date September 18, 1981

BY THE COUNCIL

This Bill (No. 81-59 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
September 18, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Lib. 7 Folio 17 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 18, 1981

BILL NO. 81-60

BOOK 7 PAGE 21

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-60 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 81-24 Date August 11, 1981

AN ACT to authorize and empower Harford County, Maryland, to borrow on its full faith and credit, and issue and sell its bonds therefor, within three (3) fiscal years from the date the Act appropriating funds for the following capital projects became effective, an amount not exceeding \$13,740,000, such bonds to be designated "Harford County General Obligation Bonds of 1982", the proceeds thereof to be used for the expansion, construction, reconstruction, rehabilitation, renovation and improvement of the capital projects hereinafter described, including site improvements, architectural and engineering services, preparation of plans, drawings and specifications and the development of the grounds and landscaping thereof, and all customary appurtenances and other equipment necessary or required for the addition to and renovation of the existing Court House facility in Bel Air, Maryland, the development of a fire and ambulance communication system for the citizens of Harford County, Maryland, including a voice communication system, a computer aided dispatch system, and a home alerting system to advise ambulance and volunteer fire company personnel of the need for their services,

By the Council, August 11, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: September 15, 1981

at: 7:15 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 15, 1981 and concluded on September 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-60
AS AMENDED

BILL NO. 81-60

BOOK 7 PAGE 22

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

for the renovation of the lower level work-release area in the Harford County Detention Center, for the construction of office and storage space in the Harford County Detention Center, for the development and completion of a northwest transfer facility consisting of site acquisition and an enclosed paved dumping area as part of the County's solid waste management plan, for the development of a southeast transfer facility consisting of an enclosed paved dumping area as part of the County's solid waste management plan, for the development of a central disposal facility for all solid waste within Harford County, Maryland as part of the County's solid waste management plan, for construction of a road and drainage culvert and related appurtenances for the Tollgate landfill "Road B", for disposal of tires in the Mullin's landfill, for the John Archer school addition, for the Bel Air Elementary School, for the Highland Slate Ridge Elementary School, for the Bel Air Senior High School renovation and addition, for the Harford Vocational Technical High School addition, to provide funds for the planning and installation of elevators and other adaptations in the Aberdeen Middle School, the Bel Air Middle School

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-60
AS AMENDED

BOOK 7 PAGE 23
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

and the Joppatowne Senior High School so that these facilities will be accessible by handicapped persons, for the Forest Hill Elementary School renovation, for furniture and equipment necessary for the installation of new programs and expansion of existing programs, for the swimming pool addition to the Aberdeen Middle School, for the Churchville Elementary School renovation, to provide recreational field lighting for the Fallston High School, Havre de Grace Senior High School and Joppatowne High School, for emergency roof repairs and water-proofing to the Edgewood High School, Aberdeen Senior High School, Hillsdale Elementary School, Bakerfield Elementary School and Bel Air Middle School, to make the campus of Harford Community College accessible to handicapped persons through the installation of automatic door opening devices, Braille signing, new walkways and other renovations and additions, to plan the replacement of the existing septic system and waste water treatment facility for the Harford Community College, for the construction of the Fallston branch library, including the design and construction of a solar energy system and plans of a solar heating system, for the expansion of the Havre de Grace branch library, all of such projects and expenditures being described in the Harford County Capital Budget Request - 5 Year Capital Program for the

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

fiscal year 1980-1981, as amended; and also to be used for the expansion, construction, reconstruction, rehabilitation, renovation and improvement, including site improvements, architectural and engineering services, preparation of plans, drawings and specifications and the development of the grounds and landscaping thereof and all customary appurtenances and other equipment necessary or required to provide for heat, ventilation and air conditioning for the County Emergency Operations Center in Hickory, for development and expansion of a new Sheriff's facility, for the expansion, renovation and addition to the County Office Complex, for the renovation and reconstruction of the Aberdeen Community Center, for the development and construction (including equipment) of a new communication system for the fire service, for the construction of fire department substations, for renovations and additions to the Havre de Grace High School, for construction of the new Highland/Slate Ridge Elementary School, for demolition, renovation and additions to the Bel Air Elementary School, for repair and replacement of roofs for various educational facilities throughout the County, all of such expenditures being described in the Harford County Capital Budget Request and approved

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-60

BOOK 7 PAGE 25

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

5 Year Capital Program for the fiscal year 1981-1982, as amended, such projects and expenditures as described in the Capital Budget for both the year ending June 30, 1981 and the year ending June 30, 1982 being hereinafter referred to as the "Projects"; providing for repayment of certain indebtedness incurred by the County on funds borrowed by the County from lending institutions to provide funds for a portion of the capital projects enumerated herein and as set forth in Bill No. 80-98; prescribing the form and maturity of said bonds and other details incident to the sale thereof; providing that said bonds shall be issued on the full faith and credit of Harford County, Maryland; providing that prior to the sale of the bonds, with approval of the Harford County Council, Bond Anticipation Notes may be issued, to be paid upon the sale of the bonds; providing for change in the terms of the sale by resolution of the County Council; providing for a method of determining a redemption of the bonds; and providing for disbursement of the proceeds of the sale of such bonds and for the levying of taxes and for the payment of the principal of and interest on such bonds as they shall respectively mature.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-60
AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BE IT ENACTED, by the County Council of Harford County, Maryland, that Harford County, Maryland is hereby authorized and empowered to borrow on its full faith and credit, and issue and sell its bonds therefor, within three (3) fiscal years from the date the Act appropriating funds for the following capital projects became effective, an amount not exceeding \$13,740,000.00, such bonds to be designated "Harford County General Obligation Bonds of 1982", the proceeds thereof to be used for the expansion, construction reconstruction, rehabilitation, renovation and improvement of the capital projects hereinafter described, including site improvements, architectural and engineering services, preparation of plans, drawings and specifications and the development of the grounds and landscaping thereof, and all customary appurtenances and other equipment necessary or required for the addition to and renovation of the existing Court House facility in Bel Air, Maryland, the development of a fire and ambulance communication system for the citizens of Harford County, Maryland, including a voice communication system, a computer aided dispatch system and a home alerting system to advise ambulance and volunteer fire company personnel of the need for their services, for the renovation of the lower level work-release area in the Harford County Detention Center, for the construction of office and storage space in the Harford County Detention Center, for the development and completion of a northwest transfer facility consisting of site acquisition and an enclosed paved dumping area as part of the County's solid waste management plan,

81-60

AS AMENDED

BOOK 7 PAGE 27

1 for the development of a southeast transfer facility consisting
2 of an enclosed paved dumping area as part of the County's
3 solid waste management plan, for the development of a
4 central disposal facility for all solid waste within Harford
5 County, Maryland as part of the County's solid waste
6 management plan, for construction of a road and drainage
7 culvert and related appurtenances for the Tollgate landfill
8 "Road B", for disposal of tires in the Mullan's landfill,
9 for the John Archer School addition, for the Bel Air
10 Elementary School, for the Highland Slate Ridge Elementary
11 School, for the Bel Air Senior High School renovation
12 and addition, for the Harford Vocational Technical High
13 School addition, to provide funds for the planning and
14 installation of elevators and other adaptations in the
15 Aberdeen Middle School, the Bel Air Middle School and
16 the Joppatowne Senior High School so that these facilities
17 will be accessible by handicapped persons, for the Forest
18 Hill Elementary School renovation, for furniture and
19 equipment necessary for the installation of new programs
20 and expansion of existing programs, for the swimming
21 pool addition to the Aberdeen Middle School, for the Churchville
22 Elementary School renovation, to provide recreational
23 field lighting for the Fallston High School, Havre de
24 Grace Senior High School and Joppatowne High School,
25 for emergency roof repairs and water-proofing to the
26 Edgewoodville School, Aberdeen Senior High School, Hillsdale
27 Elementary School, Bakerfield Elementary School and Bel
28 Air Middle School, to make the campus of Harford Community
29 College accessible to handicapped persons through the
30 installation of automatic door opening devices, Braille
31 signing, new walkways and other renovations and additions,
32 to plan the replacement of the existing septic system and

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AS AMENDED

BOOK 7 PAGE 28

1 waste water treatment facility for the Harford Community
2 College, for the construction of the Fallston branch library,
3 including the design and construction of a solar energy system,
4 and plans of a solar heating system, for the expansion
5 of the Havre de Grace branch library, all of such projects
6 and expenditures being described in the Harford County
7 Capital Budget Request - 5 Year Capital Program for the fiscal
8 year 1980-1981, as amended; and also to be used for the expan-
9 sion, construction, reconstruction, rehabilitation, renovation
10 and improvement, including site improvements, architectural
11 and engineering services, preparation of plans, drawings
12 and specifications and the development of the grounds and
13 landscaping thereof and all customary appurtenances and
14 other equipment necessary or required to provide for heat,
15 ventilation and air conditioning for the County Emergency
16 Operations Center in Hickory, for development and expansion
17 of a new Sheriff's facility, for the expansion, renovation
18 and addition to the County Office Complex, for the renovation
19 and reconstruction of the Aberdeen Community Center, for
20 the development and construction (including equipment)
21 of a new communication system for the fire service, for
22 the construction of fire department substations, for
23 renovations and additions to the Havre de Grace High School,
24 for construction of the new Highland/Slate Ridge Elementary
25 School, for demolition, renovation and additions to the
26 Bel Air Elementary School, for repair and replacement of
27 roofs for various educational facilities throughout the
28 County, all of such expenditures being described in the
29 Harford County Capital Budget Request approved 5 Year
30 Capital Program for the fiscal year 1981-1982,
31 as amended, such projects and expenditures as described
32 in the Capital Budget for both the year ending June 30,

BOOK 7 PAGE 29

1 1981 and the year ending June 30, 1982 being hereinafter
2 referred to as the "Projects"; providing for repayment
3 of certain indebtedness incurred by the County on funds
4 borrowed by the County from lending institutions to provide
5 funds for a portion of the capital projects enumerated
6 herein and as set forth in Bill No. 80-98; prescribing
7 the form and maturity of said bonds and other details
8 incident to the sale thereof; providing that said bonds
9 shall be issued on the full faith and credit of Harford
10 County, Maryland; providing that prior to the sale of
11 the bonds, with approval of the Harford County Council,
12 Bond Anticipation Notes may be issued, to be paid upon
13 the sale of the bonds; providing for change in the terms
14 of the sale by resolution of the County Council; providing
15 for a method of determining a redemption of the bonds;
16 and providing for disbursement of the proceeds of the sale
17 of such bonds and for the levying of taxes and for the
18 payment of the principal of and interest on such bonds
19 as they shall respectively mature.

20 WHEREAS, in accordance with the provisions of
21 Section 406 of the Charter of Harford County, the Director
22 of Planning has heretofore transmitted to the County Executive
23 the recommendations of the Planning Advisory Board for
24 Capital Improvements during the fiscal years ending June 30,
25 1981 and June 30, 1982.

26 WHEREAS, in accordance with the provisions of Section 505
27 of the Charter of Harford County, the County Executive
28 has reviewed such recommendations in light of the existing
29 capital program and the County Executive and the Director
30 of Administration has included said recommendations for
31 capital improvements, as amended, in the proposed 1980-1981
32 and 1981-1982 Capital Programs which have been submitted

BOOK 7 PAGE 30

1 to the County Council and the County Council has adopted
2 a Capital Program and a Capital Budget for the fiscal
3 years ending June 30, 1981 and June 30, 1982; and

4 WHEREAS, pursuant to Bill No. 80-98 enacted by the
5 Harford County Council on January 20, 1981, Harford County,
6 Maryland was authorized to borrow and did borrow
7 funds for a portion of the capital projects enumerated
8 herein in an aggregate amount of \$1,054,500 and now desires
9 to issue and sell bonds to pay any such indebtedness
10 incurred; and

11 WHEREAS, as a part of the said Capital Program and
12 the Capital Budget for the fiscal year ending June 30,
13 1981 and June 30, 1982, it is necessary that Harford County,
14 Maryland, borrow a sum not exceeding \$13,740,000 to
15 be used to finance the cost of the construction, reconstruction,
16 improvement, extension, site acquisition, architectural
17 and engineering services, and furnishings and equipment
18 for the Projects; and

19 WHEREAS, the County Council of Harford County has
20 authority to incur debts on behalf of the County; and

21 WHEREAS, the County Council of Harford County is
22 hereby authorized to enact an Ordinance adopted in accordance
23 with Section 524 of the Charter of Harford County and
24 other applicable provisions of law providing for the issuance
25 and sale and for the designation, form, tenor, denomination,
26 maturities, and the interest rates payable on any bonds
27 issued under such Act; and to levy annually ad valorem
28 taxes upon the assessable property within the County
29 sufficient, together with other taxes and other available
30 funds, to provide for the payment of the interest on and
31 principal of any bonds so issued; and

32 WHEREAS, the proposed bond issue is within the legal

1 limitation on the indebtedness of Harford County, Maryland;
2 and

3 WHEREAS, it is necessary to provide funds for the
4 construction, reconstruction, improvement, extension,
5 acquisition, alteration, repair and modernization, the
6 cost of acquiring any sites, making site improvements,
7 architectural and engineering services, including preparation
8 of plans, drawings and specifications, the development
9 of the grounds and landscaping thereof and all customary
10 appurtenances and equipment for the Projects; and

11 WHEREAS, after written recommendations of the County
12 Executive, public hearing and affirmative vote of at least
13 five (5) members of the Harford County Council, the capital
14 budgets for the years ending June 30, 1981 and June 30,
15 1982 have been amended and adopted.

16 NOW, THEREFORE, in accordance with the provisions
17 of the Charter of Harford County:

18 Section 1. Be it further enacted by the County Council
19 of Harford County, Maryland, that Harford County shall
20 issue and sell, upon the full faith and credit of Harford
21 County, Maryland, in the manner hereinafter provided,
22 \$13,740,000.00 aggregate principal amount of serial maturity,
23 coupon bonds, the net proceeds of such sale to be used
24 for the construction, reconstruction, remodeling, improvement,
25 extension, site acquisition, architectural and engineering
26 services, furnishing equipment, making site improvements,
27 preparation of plans, drawings and specifications, and
28 the development of grounds and landscaping thereof for
29 the Projects. The net proceeds of Harford County General
30 Obligation Bonds of 1982 shall first be used to satisfy
31 indebtedness incurred for such Projects under Bill No. 80-98
32 and any excess proceeds may be used directly for such Projects.

1 The net proceeds of Harford County General Obligation
2 Bonds of 1982 may also be used to finance any lawful
3 modification of such projects, or to the extent then
4 permitted by law, any other project lawfully undertaken
5 by Harford County, Maryland, as may be provided by subsequent
6 legislation or resolution approved by the Harford County
7 Council. The issue or series of bonds authorized by this
8 Act shall be known as "Harford County General Obligation
9 Bonds of 1982 " (herein sometimes called the "Bonds").

10 Section 2. Be it further enacted by the County Council
11 of Harford County, Maryland, that the Bonds shall be issued
12 pursuant to the authority of the Act and shall be dated
13 February 1, 1982. The Bonds shall be issued in the
14 denomination of Five Thousand Dollars (\$5000.00) each,
15 and shall be numbered from one (1) consecutively upward
16 in the order of their maturities. The Bonds shall mature
17 over a period of twenty (20) years from their date in 20 annual
18 serial installments beginning in the year 1983 and ending
19 in the year 2002 . The Bonds shall mature on February 1

20 in each of said years as follows: \$500,000 in each of the
21 years 1983 and 1984, \$600,000 in each of the years 1985 to
22 1992, inclusive, \$700,000 in each of the years 1993 to
23 1997, inclusive, \$790,000 in the year 1998, \$900,000 in each
24 of the years 1999 to 2001, inclusive, and \$950,000 in the
25 year 2002.

26 Section 3. Be it further enacted by the County Council
27 of Harford County, Maryland that the Bonds which mature
28 on or before February 1, 1992 , are not subject to redemption
29 prior to their maturities. The Bonds which mature on and
30 after February 1, 1993, shall be subject to redemption
31 as a whole or in part, and if in part, in the inverse
32 order of maturities, at the option of the County on

BOOK 7 PAGE 33

1 February 1, 1992, or on any interest payment date thereafter
2 upon notice of call for redemption given by publication
3 at least thirty (30) days prior to the date of redemption
4 in a newspaper published and circulating in Harford County
5 and in the City of Baltimore, Maryland, and also in a
6 financial newspaper published and circulating in the City
7 of New York, New York, at a redemption price, expressed
8 as a percentage of the principal amount of the Bonds to
9 be redeemed, set forth in the table below, together with
10 interest accrued to the date fixed for redemption:

<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
February 1, 1992 or August 1, 1992	103%
February 1, 1993 or August 1, 1993	102-1/2%
February 1, 1994 or August 1, 1994	102%
February 1, 1995 or August 1, 1995	101-1/2%
February 1, 1996 or August 1, 1996	101%
February 1, 1997 or August 1, 1997	100-1/2%
February 1, 1998 and thereafter	100%

19 If less than all of the Bonds of any one maturity shall
20 be called for redemption, the particular Bonds to be redeemed
21 shall be selected by lot by The First National Bank of Maryland,
22 Baltimore, Maryland, Bond Paying Agent.

23 Section 4. Be it further enacted by the County Council
24 of Harford County, Maryland that the Bonds shall bear
25 interest at the rate or rates named by the successful bidder
26 for the Bonds in accordance with the Notice of Sale
27 hereinafter set forth, and said interest shall be payable
28 semiannually on the first day of August and February in
29 each of the years that the Bonds are outstanding in accordance
30 with the interest coupons to be attached hereto. The
31 Bonds, when issued, shall be executed in the name of Harford
32 County, Maryland, by the facsimile signature of the County

1 Executive of Harford County, Maryland, and a facsimile
2 of the corporate seal of the County shall be imprinted
3 on each of the Bonds attested by the manual signature of
4 the Director of Administration of Harford County. The
5 facsimiles of said signature and said seal shall be engraved,
6 printed or lithographed on each of the Bonds in accordance
7 with, and pursuant to the authority of Section 13-18,
8 inclusive, of Article 31 of the Annotated Code of Maryland
9 (1981 Replacement Volume). Interest falling due on and
10 prior to maturity shall be represented by appropriate
11 interest coupons attached to the Bonds, which coupons shall
12 be authenticated, in the name of Harford County, Maryland,
13 by the facsimile signature of the County Executive of
14 Harford County, and such signature shall be engraved,
15 printed or lithographed on said coupons. The Bonds shall
16 be subject to registration as to principal only in the
17 name or names of the owner or owners thereof, in the event
18 such owner or owners desire to have such Bond registered,
19 on books kept for that purpose at the principal office of The
20 First National Bank of Maryland, Baltimore, Maryland, hereby
21 designated as Bond Registrar. The principal and interest
22 of the Bonds shall be payable at the principal office of The
23 First National Bank of Maryland, Baltimore, Maryland, hereby
24 designated as Paying Agent. There shall be printed on
25 each bond the text of the approving legal opinion of bond
26 counsel with respect to the Bonds. Such printed text
27 shall be certified in the name of Harford County to be
28 a correct copy of said opinion by the facsimile signature
29 of the County Executive of Harford County. Except as
30 provided hereinafter or in resolutions of the Harford County
31 Council adopted prior to the issuance of the Bonds, the
32 Bonds shall be in substantially the following form, which

1 form, together with all covenants and conditions therein
2 contained, is hereby adopted by the Harford County Council
3 as and for the form of obligation to be incurred by Harford
4 County, and said covenants and conditions, including the
5 promise to pay therein contained, are hereby made binding
6 upon Harford County, Maryland, in accordance with the
7 endorsement on said Bonds.

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81-60
AS AMENDED

BOOK 7 PAGE 35

1 UNITED STATES OF AMERICA

2 STATE OF MARYLAND

3 HARFORD COUNTY, MARYLAND

4 HARFORD COUNTY GENERAL OBLIGATION BONDS OF 1982

5
6 No.

No.

7 \$5,000.00

\$5,000.00

8 (Dated February 1, 1982)

9
10 HARFORD COUNTY, MARYLAND, a body politic and corporate,
11 organized and existing under the Constitution and laws of the
12 State of Maryland, hereby acknowledges itself indebted and, for
13 value received, promises to pay to the bearer of this bond,
14 or if it be registered, to the registered owner, the principal
15 sum of FIVE THOUSAND DOLLARS (\$5,000.00)

16 ON FEBRUARY FIRST

17 19

18 upon presentation and surrender of this bond and to pay
19 interest thereon, from the date of this bond at the rate
20 of _____ per centum (_____ %) per annum
21 until payment of said principal sum, such interest to
22 the maturity hereof being payable on August 1, 1982, and
23 semiannually thereafter on the first day of February and
24 August in each year upon presentation and surrender of
25 the annexed coupons as they severally become due and payable.

26 Both the principal of and interest on this bond will
27 be paid in lawful money of the United States of America,
28 at the time of payment, at the principal office of The First
29 National Bank of Maryland, Baltimore, Maryland.

30 This bond may be registered as to principal only in the
31 name of the owner on the registration books kept for that purpose
32 at the principal office of The First National Bank of Maryland,

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AS AMENDED

81-60

AS AMENDED

BOOK 7 PAGE 37

1 Baltimore, Maryland, and such registration shall be noted
2 on the back of this bond, after which no transfer hereof
3 shall be valid unless made on the said registration books
4 by the registered owner hereof in person or by his duly
5 authorized attorney, and similarly noted on this bond,
6 but the same may be discharged from registry by being
7 transferred on the registration books in the manner aforesaid
8 to bearer, after which it shall be transferable by delivery,
9 but it may again be registered as before. The registry
10 of this bond as to principal shall not restrain the negotiability
11 of the interest coupons attached hereto, which shall continue
12 to be payable to bearer.

13 This bond is one of a duly authorized issue or series
14 of bonds aggregating Thirteen Million Seven Hundred Forty
15 Thousand Dollars (\$13,740,000.00) in principal amount,
16 which are of the denomination of Five Thousand Dollars
17 (\$5,000.00) each. These bonds mature serially in installments
18 on the first day of February in each of the years 1983
19 to 2002 , inclusive, as follows: \$500,000 in each of the
20 years 1983 and 1984, \$600,000 in each of the years 1985 to
21 1992, inclusive, \$700,000 in each of the years 1993 to 1997,
22 inclusive, \$790,000 in the year 1998, \$900,000 in each of the
23 years 1999 to 2001, inclusive, and \$950,000 in the year 2002.
24 These bonds are numbered from one (1) consecutively upwards
25 in the order of their maturities, are of like tenor except
26 as to maturity, number and interest rate, are issued pursuant
27 to and in full conformity with the provisions of the Charter
28 of Harford County, as amended, and by virtue of due proceedings
29 had and taken by the Harford County Council particularly
30 an Ordinance enacted on . entitled Bill No.
31 and a Resolution adopted on .

32 The full faith and credit and unlimited taxing power

81-60

AS AMENDED

BOOK 7 PAGE 38

1 of Harford County, Maryland, is pledged to the punctual
2 payment of the principal of and interest on this bond
3 according to its terms, and said County covenants and agrees
4 punctually to pay the principal of this bond and the interest
5 thereon, at the dates and in the manner mentioned herein
6 and in the coupons hereto appertaining, according to the
7 true intent and meaning thereof.

8 The bonds of the issue which mature on or before
9 February 1, 1992, are not subject to redemption prior to
10 their maturities. The Bonds which mature on and after
11 February 1, 1993, shall be subject to redemption as a whole
12 or in part, and if in part, in the inverse order of maturities,
13 at the option of the County on February 1, 1992, or on any
14 interest payment date thereafter upon notice of call for
15 redemption given by publication at least thirty (30) days
16 prior to the date of redemption in a newspaper published
17 and circulating in Harford County and in the City of Baltimore,
18 Maryland, and also in a financial newspaper published and
19 circulating in the City of New York, New York, at a redemption
20 price, expressed as a percentage of the principal amount
21 of the Bonds to be redeemed, set forth in the table below,
22 together with interest accrued to the date fixed for redemption:

<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
February 1, 1992 or August 1, 1992	103%
February 1, 1993 or August 1, 1993	102-1/2%
February 1, 1994 or August 1, 1994	102%
February 1, 1995 or August 1, 1995	101-1/2%
February 1, 1996 or August 1, 1996	101%
February 1, 1997 or August 1, 1997	100-1/2%
February 1, 1998 and thereafter	100%

31 If less than all of the Bonds of any one maturity shall
32 be called for redemption, the particular Bonds to be

1 redeemed shall be selected by lot by The First National Bank
2 of Maryland, Baltimore, Maryland, Bond Paying Agent.

3 It is hereby certified and recited that each and every
4 act, condition and thing required to exist, to be done,
5 to have happened and to be performed precedent to and in
6 the issuance of this bond, does exist, has been done, has
7 happened and has been performed in full and strict compliance
8 with the Constitution and laws of the State of Maryland,
9 the Charter of Harford County and the Ordinance and Resolution
10 above referred to, and that the issue of bonds of which
11 this is one, together with all other indebtedness of Harford
12 County, Maryland, is within every debt and other limit
13 prescribed by the Constitution and laws of said State and
14 the Charter of Harford County, and that due provision has
15 been made for the levy and collection, if and when necessary,
16 of an annual ad valorem tax or taxes upon all the legally
17 assessable property within the corporate limits of Harford
18 County, Maryland, as prescribed by law, in rate and amount
19 sufficient to provide for the payment, when due, of the
20 interest on and the principal of this bond.

21 IN WITNESS WHEREOF, Harford County, Maryland, has caused
22 this bond to be executed in its name by the facsimile signature
23 of the County Executive, which signature has been imprinted
24 thereon, and has also caused a facsimile of its corporate seal
25 to be imprinted hereon, attested by the manual signature of
26 the Director of Administration, all as of the first day of
27 February, 1982.

28 ATTEST:

HARFORD COUNTY, MARYLAND

29

BY:

30 Director of Administration

County Executive

31

32

81-60

AS AMENDED

BOOK 7 PAGE 40

(Form of Coupon)

HARFORD COUNTY, MARYLAND

No. _____ No. _____

On the first day of _____, 19____, HARFORD
COUNTY, MARYLAND, will pay to the bearer, upon presentation
and surrender of this coupon, the amount shown hereon at The
principal office of The First National Bank of Maryland, Baltimore
Maryland, being six (6) months' interest then due on its
Harford County General Obligation Bonds of 1982 dated
February 1, 1982 and bearing No. _____.

HARFORD COUNTY, MARYLAND

BY: _____

County Executive

(Form of Registration)

(No writing hereon except by an officer of The First National
Bank of Maryland, Baltimore, Maryland, Bond Registrar).

<u>Date of Registry</u>	<u>Name of Registered Holder</u>	<u>Registered By</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

81-60

AS AMENDED

(Form of Certification of Legal Opinion
to appear on panel to left of Filing Back)

IT IS HEREBY CERTIFIED that the following is a true
and correct copy of the complete approving legal opinion
of Messrs. White, Mindel, Clarke & Hill, Baltimore, Maryland
with respect to the issue of bonds, of which this bond
is one, that the original of said opinion was manually
executed, dated and issued as of the date of delivery
of, and payment for, said issue of bonds and that an executed
copy thereof is on file with the Paying Agent.

HARFORD COUNTY, MARYLAND

BY: _____

County Executive

(Here insert text of legal opinion
relating to this issue of bonds.)

1 Section 5. Be it further enacted by the County Council
2 of Harford County, Maryland, That, the Bonds shall be
3 sold by bids on sealed proposals to the bidder therefor
4 for cash whose bid is deemed to be for the best interest
5 of Harford County, Maryland, after giving at least ten
6 days' public notice by advertisement inserted twice in
7 one or more daily or weekly newspapers having a general
8 circulation in Harford County, Maryland, said sale to
9 be held not sooner than ten days following the first
10 insertion of said advertisement. Said advertisement shall
11 also be published in "The Daily Bond Buyer", a financial
12 journal published in the City of New York. The Award of
13 the Bonds, if made, shall be made by the Harford County
14 Council to the bidder offering the lowest net interest
15 cost, such interest cost to be determined by computing
16 the total interest to maturity on all Bonds sold and
17 deducting therefrom the premium bid, if any. The sale
18 of the Bonds shall be held on January 20, 1982, at the
19 office of the County Council of Harford County, Maryland,
20 located at 45 South Main Street, Bel Air, Maryland, at
21 11:00 o'clock A.M., E.S.T. or E.D.T. (whichever time may
22 then be in effect), or on such other date and at such
23 other time as may be provided in an appropriate resolution
24 of the Harford County Council. The advertisement for the
25 issue of Bonds authorized by this Act shall be in
26 substantially the following form:

81-60

AS AMENDED

BOOK 7 PAGE 43

\$13,740,000

HARFORD COUNTY, MARYLAND

HARFORD COUNTY GENERAL OBLIGATION BONDS OF 1982

SEALED BIDS will be received by the Harford County Council at its offices, 45 South Main Street, Bel Air, Maryland, until 11:00 o'clock A.M., E.S.T. or E.D.T. (whichever time may then be in effect) on January 20, 1982 for the purchase of the above bonds, which are described as follows: dated February 1, 1982, coupon in form in the denomination of \$5,000; registrable as to principal only; principal and semi-annual interest (August 1 and February 1) payable at The First National Bank of Maryland, Baltimore, Maryland; and maturing February 1 as follows: \$500,000 in each of the years 1983 and 1984, \$600,000 in each of the years 1985 to 1992, inclusive, \$700,000 in each of the years 1993 to 1997, inclusive, \$790,000 in the year 1998, \$900,000 in each of the years 1999 to 2001, inclusive, and \$950,000 in the year 2002.

The Bonds which mature on or before February 1, 1992, are not subject to redemption prior to their maturities. The Bonds which mature on and after February 1, 1993, shall be subject to redemption as a whole or in part, and if in part, in the inverse order of maturities, at the option of the County on February 1, 1992, or on any interest payment date thereafter upon notice of call for redemption given by publication at least thirty (30) days prior to the date of redemption in a newspaper published and circulating in Harford County and in the City of Baltimore, Maryland, and also in a financial newspaper published and circulating in the City of New York, New York, at a redemption price, expressed as a percentage of the principal amount of the Bonds to be redeemed, set forth in the table below, together with interest accrued to the date fixed for redemption:

81-60
AS AMENDED

<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
February 1, 1992 or August 1, 1992	103%
February 1, 1993 or August 1, 1993	102-1/2%
February 1, 1994 or August 1, 1994	102%
February 1, 1995 or August 1, 1995	101-1/2%
February 1, 1996 or August 1, 1996	101%
February 1, 1997 or August 1, 1997	100-1/2%
February 1, 1998 and thereafter	100%
If less than all of the Bonds of any one maturity shall be called for redemption, the particular Bonds to be redeemed shall be selected by lot by The First National Bank of Maryland, Baltimore, Maryland, Bond Paying Agent.	

The bonds will be issued under the authority of an Ordinance approved by proceedings of the Harford County Council on _____, 1981. The proceeds of these bonds will be used to finance the cost of construction, reconstruction, improvement, extension, acquisition, alteration, repair, the cost of acquiring sites, architectural and engineering services, including preparation of plans, drawings and specifications, and the development of the grounds and landscaping thereof and all customary appurtenances and equipment for the Projects, as more particularly set forth in the Ordinance and in the Annual Budget and Appropriation Ordinance of Harford County, Maryland for the years ending June 30, 1981 and June 30, 1982.

Bids must be for all of the bonds on prescribed forms and must be: accompanied by a certified check upon, or a cashier's or treasurer's check of, a responsible banking institution, payable to "Harford County, Maryland" for \$270,000.00 enclosed in a sealed envelope addressed to the Harford County Council at Bel Air, Maryland, and marked

1 on the outside "Proposal for General Obligation Bonds of
2 1982". The Bonds will be awarded, if at all, to the bidder
3 offering the lowest net interest cost to the County, such
4 cost to be determined by computing the total interest
5 to maturity on all of the bonds and deducting therefrom
6 the premium bid, if any. Bidders must bid at least par
7 for the bonds and must specify the interest rate or rates
8 to be paid thereon in multiples of 1/8th or 1/10th of 1%.
9 Bidders may specify more than one rate of interest but
10 not more than one interest rate for any serial maturity,
11 nor a zero rate and the interest payable on any interest
12 payment date shall be represented by a single coupon. The
13 differences between the highest and lowest coupon rates
14 shall not exceed two percent (2%).

15 These bonds will constitute an irrevocable pledge
16 of the full faith and credit and unlimited taxing power
17 of Harford County. The issuance of the bonds is subject
18 to legal approval by Messrs. White, Mindel, Clarke & Hill,
19 Baltimore, Maryland, and copies of their opinion will be
20 furnished without cost to the purchaser.

21 Additional information concerning this issue and
22 the required form of proposal may be obtained from Charles
23 Shadle, Director of Administration, 45 South Main Street,
24 Bel Air, Maryland. The Notice of Sale annexed to the bid
25 form shall control as to the terms and conditions of the
26 sale of this issue.

27 The right is reserved to reject any and all bids.

28
29 BY ORDER OF

30 HARFORD COUNTY COUNCIL
31
32

1 Section 6. Be it further enacted by the County Council
2 of Harford County, Maryland, That, the official Notice
3 of Sale shall be in substantitally the form hereinafter
4 set forth and the terms, provisions and conditions set
5 forth in said form of Notice of Sale are hereby adopted
6 and approved as the terms, provisions and conditions under
7 which and the manner in which the Bonds shall be sold,
8 issued and delivered at public sale. In addition, there
9 is hereinafter set forth a form of Proposal to be used
10 by all persons submitting proposals for the purchase of
11 the Bonds. The official Notice of Sale and Proposal for
12 the Bonds shall be in substantially the following form
13 (unless changed by resolution of the Harford County Council
14 adopted prior to the sale of the Bonds):
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1 \$13,740,000

2 HARFORD COUNTY, MARYLAND

3 HARFORD COUNTY GENERAL OBLIGATION BONDS OF 1982

4
5 SEALED BIDS will be received by the Harford County
6 Council in its offices located at 45 South Main Street,
7 Bel Air, Maryland, until 11:00 o'clock A.M., E.S.T. or
8 E.D.T. (whichever time shall then be in effect) on January 20,
9 1982 for the purchase of said bonds, all being dated
10 February 1, 1982, and bearing interest payable semi-annually
11 on the first days of August and February until maturity.
12 These bonds are issued under the provisions of an Ordinance
13 adopted by proceedings of the Harford County Council on
14 , 1981. These bonds mature on February 1,
15 in each of the years 1983 to 2002, inclusive, as follows:
16 \$500,000 in each of the years 1983 and 1984, \$600,000 in each
17 of the years 1985 to 1992, inclusive, \$700,000 in each of
18 the years 1993 to 1997, inclusive, \$790,000 in the year 1998,
19 \$900,000 in each of the years 1999 to 2001, inclusive, and
20 \$950,000 in the year 2002.

21 The proceeds of the sale of these bonds will be used
22 to finance the cost of construction, reconstruction,
23 improvement, extension, acquisition, alteration, repair,
24 the cost of acquiring sites, making site improvements,
25 architectural and engineering services, including preparation
26 of plans, drawings and specifications, and the development
27 of the grounds and landscaping and all customary appurtenances
28 and equipment for the renovation and expansion of the Court
29 House facility, development of a fire and ambulance
30 communication system, the Harford County Detention Center,
31 transfer facilities and a central disposal facility for
32 part of the Harford County solid waste management plan,

1 roads to landfills, renovation of and addition to schools
2 in Harford County, development of the Sheriff's facility
3 in Harford County, additions to the County Emergency
4 Operations Center in Hickory, expansion of the County Office
5 complex, renovation and additions to the Aberdeen Community
6 Center, additions to a new communication system and fire
7 department substations and expansion of and addition to
8 schools in Harford County, including repairs and replacement
9 of roofs, herein called the "Projects", as more particularly
10 set forth in the Ordinance and in the Annual Budget and
11 Appropriation Ordinance of Harford County, Maryland, for
12 the years ending June 30, 1981 and June 30, 1982.

13 The principal and interest of these bonds will be
14 payable in lawful money of the United States of America
15 at the time of payment at the principal office of The First
16 National Bank of Maryland, Baltimore, Maryland.

17 The bonds will be issued in coupon form in the
18 denomination of Five Thousand Dollars (\$5,000.00) each.
19 The bonds will be subject to registration as to principal
20 only on books kept for that purpose at the principal office of
21 The First National Bank of Maryland, Baltimore, Maryland.

22 The Bonds which mature on or before February 1, 1992,
23 are not subject to redemption prior to their maturities.
24 The Bonds which mature on and after February 1, 1993, shall
25 be subject to redemption as a whole or in part, and if
26 in part, in the inverse order of maturities, at the option
27 of the County on February 1, 1992, or on any interest
28 payment date thereafter upon notice of call for redemption
29 given by publication at least thirty (30) days prior to
30 the date of redemption in a newspaper published and circulating
31 in Harford County and in the City of Baltimore, Maryland,
32 and also in a financial newspaper published and circulating

1 in the City of New York, New York, at a redemption price,
2 expressed as a percentage of the principal amount of
3 the Bonds to be redeemed, set forth in the table below,
4 together with interest accrued to the date fixed for redemption:

5	<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
6	February 1, 1992 or August 1, 1992	103%
7	February 1, 1993 or August 1, 1993	102-1/2%
8	February 1, 1994 or August 1, 1994	102%
9	February 1, 1995 or August 1, 1995	101-1/2%
10	February 1, 1996 or August 1, 1996	101%
11	February 1, 1997 or August 1, 1997	100-1/2%
12	February 1, 1998 and thereafter	100%

13 If less than all of the Bonds of any one maturity shall
14 be called for redemption, the particular Bonds to be redeemed
15 shall be selected by lot by The First National Bank of
16 Maryland, Baltimore, Maryland, Bond Paying Agent.

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1 Each bid must be submitted on the prescribed form
2 accompanying the Official Statement and must be enclosed
3 in a sealed envelope addressed to "Harford County Council,
4 Bel Air, Maryland", and marked on the outside "Proposal
5 for General Obligation Bonds of 1982", such bid to be
6 accompanied by a certified check upon, or a cashier's
7 or treasurer's check of, a responsible banking institution,
8 payable to "Harford County, Maryland" for \$270,000. The
9 check of the successful bidder will be collected and the
10 proceeds thereof retained by the Council to be applied
11 in part payment for the bonds, and no interest will be
12 allowed upon the amount thereof, but, in the event the
13 successful bidder shall fail to comply with the terms
14 of such bid, the proceeds of such check will be retained
15 as and for full liquidated damages. The checks of the
16 unsuccessful bidders will be returned promptly.

17 The Harford County Council will not consider and will
18 reject any bid for the purchase of less than all of the
19 above described Bonds. The right is reserved to reject
20 any and all bids.

21 Bidders must bid at least par for the bonds and must
22 specify the rate or rates of interest to be paid thereon,
23 in multiples of one-eighth (1/8th) or one-tenth (1/10th)
24 of one per centum (1%). Bidders may specify more than
25 one rate of interest to be borne by the bonds, but may
26 not specify more than one interest rate for the bonds of
27 any serial maturity. A zero rate cannot be named for any
28 maturity. The interest payable on any bond on any interest
29 payment date shall be represented by a single coupon.
30 The differences between the highest and lowest coupon rates
31 shall not exceed two percent (2%).
32

1 Bids will be opened promptly after 11:00 A.M., E.S.T.
2 or E.D.T. (whichever time shall then be in effect) on
3 January 20, 1982, or on such other date and at such other
4 time as may be provided in an appropriate resolution of
5 the Harford County Council. The award, if made, will be
6 made promptly after the bids are opened to the bidder
7 offering the lowest net interest cost to Harford County,
8 Maryland, such interest cost to be determined by computing
9 the total interest to maturity on all the bonds and deducting
10 therefrom the premium bid, if any; provided, however, that
11 if two or more bidders offer to purchase the bonds at the
12 same lowest net interest cost, then such award will be
13 made to the bidder offering the highest premium.

14 The bonds will be delivered to the successful bidder
15 or bidders as soon as practicable, upon due notice and
16 at the expense of the County, at The Signature Company
17 in New York, New York, upon payment of the successful bid
18 (including any premium) plus accrued interest to the date
19 of delivery; less the deposit theretofore made. Such payment
20 shall be made in New York Clearing House funds by certified
21 check upon, or cashier's or treasurer's check of, a
22 responsible banking institution.

23 The payment of the interest on and principal of these
24 bonds will be guaranteed by Harford County, Maryland, and
25 such bonds will constitute an irrevocable pledge of the
26 full faith and credit and unlimited taxing power of Harford
27 County, Maryland.

28 The right is reserved to reject any and all bids.

29 The issuance of these bonds will be subject to legal
30 approval of Messrs. White, Mindel, Clarke & Hill, of Baltimore,
31 Maryland, and a copy of their opinion will be delivered
32 upon request, without charge, to the successful bidder

1 for the bonds. The certified text of such approving legal
2 opinion will be printed on each bond. There will also
3 be furnished the usual closing papers, including a certificate
4 stating that there is no litigation pending affecting
5 the validity of the bonds.

6 A full financial statement concerning Harford County,
7 the required form of proposal, and other data in reference
8 thereto as may be desired will be supplied to prospective
9 bidders upon request made to Charles Shadle, Director of
10 Administration, 45 South Main Street, Bel Air, Maryland.

11 By Order of

12 HARFORD COUNTY COUNCIL
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1 PROPOSAL FOR GENERAL OBLIGATION BONDS

2 Harford County Council

3 45 South Main Street

4 Bel Air, Maryland

5
6 Gentlemen:

7 Subject to the provisions and in accordance with the terms
8 of the annexed Notice of Sale, which is a part of this
9 Proposal, we offer to purchase the obligations of Harford
10 County, Maryland, described in such Notice, being \$13,740,000
11 Harford County General Obligation Bonds of 1982, the bonds
12 maturing in the several years shown in the table below and
13 subject to redemption as provided in the Notice of Sale
14 to bear interest at the rates per annum set opposite such
15 years, respectively, in said table, and to pay \$13,740,000,
16 the par value of said obligations, plus a premium of
17 Dollars (\$), plus an amount
18 equal to the interest on said obligations accrued to the
19 date of payment of the purchase price.

20	<u>Year of</u>	<u>Principal</u>	<u>Interest</u>	<u>Year of</u>	<u>Principal</u>	<u>Interest</u>
21	<u>Maturity</u>	<u>Amount</u>	<u>Rate</u>	<u>Maturity</u>	<u>Amount</u>	<u>Rate</u>
22	1983	\$500,000		1993	\$700,000	
23	1984	\$500,000		1994	\$700,000	
24	1985	\$600,000		1995	\$700,000	
25	1986	\$600,000		1996	\$700,000	
26	1987	\$600,000		1997	\$700,000	
27	1988	\$600,000		1998	\$790,000	
28	1989	\$600,000		1999	\$900,000	
29	1990	\$600,000		2000	\$900,000	
30	1991	\$600,000		2001	\$900,000	
31	1992	\$600,000		2002	\$950,000	

32 We enclose herewith a certified cashier's or treasurer's
33 check, payable to the order of "Harford County, Maryland",

1 in the amount of \$270,000, which check is to be applied
2 in accordance with the annexed Notice of Sale.
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10 (The total net interest cost of this proposal is \$_____.

11 The effective rate of interest is ._____%. This is
12 requested to expedite and facilitate prompt determination
13 of best bid. It is not a part of the proposal. The omission
14 or inaccuracy of these figures will not effect the validity
15 of the proposal.) The differences between the highest and
16 lowest coupon rates shall not exceed two percent (2%).
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1 Section 7. Be it further enacted by the Harford County Council
2 that the County Council may, at any time, prior to the public
3 sale of these bonds, by ~~resolutions~~ ADMINISTRATIVE RESOLUTION(S),
4 change the projects to be constructed with the proceeds of sale
5 of the Bonds, change the date of sale, the date of bid opening,
6 the dates of maturity or redemption of the bonds, the amount of
7 the bonds to be sold (but not in excess of \$13,740,000) and the
8 ~~interest-payment-dates-on-the-bonds~~ THE AMOUNTS OF BONDS
9 MATURING IN EACH YEAR, THE INTEREST PAYMENT DATES OF THE BONDS
10 AND THE TERMS OF SALE OF THE BONDS.

11 Section 8. Be it further enacted by the County Council
12 of Harford County, Maryland, That, immediately after the
13 sale of the Bonds, the interest rate or rates payable
14 thereon shall be fixed by a resolution of the Harford County
15 Council in accordance with the terms and conditions of
16 the sale of the Bonds. The Bonds shall thereupon be suitably
17 printed or engraved and duly executed and delivered to
18 the purchaser in accordance with the conditions of delivery
19 set forth in the foregoing Notice of Sale. The proceeds
20 of the sale of the Bonds, including any premium and accrued
21 interest received therefor, shall be paid to the Department
22 of the Treasury of Harford County and shall be deposited
23 in a special account of Harford County, Maryland. Harford
24 County, Maryland may, at its option, deduct from the gross
25 proceeds received from the sale of the Bonds the cost of
26 issuing the same, including the cost of advertising,
27 printing and professional fees (including legal) and expenses.
28 There shall be deducted from the total gross proceeds
29 received from the sale of the Bonds the amount received
30 on account of accrued interest on the Bonds, which amount
31 shall be set apart by the Treasurer of Harford County in
32 a special fund and applied to the first maturing interest
33 coupons of the Bonds. The balance of the proceeds of the

1 sale of the Bonds shall be expended only to finance the Projects,
2 as set forth in this Ordinance and as more particularly described
3 in the Annual Budget and Appropriation Ordinance of Harford
4 County, Maryland for the years ending June 30, 1981 and June 30,
5 1982. If the funds derived from the sale of the Bonds shall
6 exceed the amount needed to finance said Projects, the excess
7 funds so borrowed and not expended by the County Council shall
8 be applied by the County in payment of the next principal
9 maturity of the Bonds so issued, unless the County Council shall
10 adopt a resolution or ordinance allocating said excess funds to
11 finance any lawful modification of such projects, or to the
12 extent then permitted by law, any other project lawfully under-
13 taken by Harford County, Maryland as may be provided by subse-
14 quent resolution or ordinance approved by the Harford County Council.

15 Section 9. Be it further enacted by the County Council
16 of Harford County, Maryland, That, for the purpose of
17 paying the interest on and principal of the Bonds authorized
18 by this Act, there is hereby levied and there shall hereafter
19 be levied in each fiscal year that any of the Bonds are
20 outstanding, ad valorem taxes on real and tangible personal
21 property and intangible property subject to taxation by
22 the County without limitation on rate or amount, and, in
23 addition, upon such other intangible property as may be
24 subject to taxation by the County within limitations
25 prescribed by law, in an amount sufficient together with
26 funds available from other sources, to pay the annual interest
27 on the outstanding Bonds and to redeem the Bonds maturing
28 during the succeeding year; and the full faith and credit
29 and the unlimited taxing power of the County are hereby
30 irrevocably pledged to the punctual payment of the principal
31 of and interest on the Bonds as and when they mature.

32 Harford County, Maryland, by the passage of this Ordinance

1 hereby covenants and agrees properly and promptly to perform
2 all of the respective acts and duties defined in the Act
3 for the levy and collection of the aforesaid ad valorem
4 tax upon all the assessable property within the corporate
5 limits of Harford County, Maryland, as the levy and
6 collection of such a tax becomes necessary in order to
7 meet the debt service requirements of Harford County General
8 Obligation Bonds of 1982. By this Act, Harford County,
9 Maryland agrees to take all action it may be legally
10 authorized and empowered to take in order to enforce, in
11 any year in which any of the Bonds are outstanding, the
12 guarantee of such Bonds by Harford County.

13 Section 10. Be it further enacted by the County Council
14 of Harford County, Maryland, that Harford County, Maryland,
15 is hereby authorized and empowered from time to time to
16 issue its Bond Anticipation Note or Notes on the full faith
17 and credit of the County in an amount not exceeding \$13,740,000,
18 the net proceeds of such sale to be used to finance the
19 cost of the Projects; the sale of such Notes to be upon
20 such terms as may be directed by resolution of the Harford
21 County Council.

22 Such Bond Anticipation Note or Notes or other evidence
23 of indebtedness shall not have a maturity in excess of
24 twelve (12) months from the date of issue.

25 The Treasurer of Harford County, Maryland, prior
26 to the issuance of any such Bond Anticipation Note or Notes
27 or other evidence of indebtedness of the County shall present
28 the terms of such notes to the County Council for approval
29 by Resolution of the County Council prior to the issuance
30 of such Bond Anticipation Note or Notes.

31 The Bond Anticipation Note or Notes shall bear interest
32 at the rate or rates so negotiated by the Treasurer and

1 approved by Resolution of the County Council of Harford
2 County, Maryland, and the Bond Anticipation Note or Notes
3 when issued shall be issued in the name of Harford County
4 by the signature of County Executive of Harford County,
5 Maryland, the corporate seal of the County shall be imprinted
6 on such Bond Anticipation Note or Notes and such Bond
7 Anticipation Note or Notes shall be attested by the manual
8 signature of the Director of Administration of
9 Harford County, Maryland, and the proceeds of sale of
10 the Bond Anticipation Note or Notes shall be used only
11 for those purposes approved in a Resolution of the Harford
12 County Council adopted subsequent to the adoption of this
13 Ordinance.

14 The Bond Anticipation Note or Notes shall not be
15 issued in an amount greater than the amount of Bonds
16 authorized in anticipation of the sale of which the Bond
17 Anticipation Note or Notes are issued and sold.

18 The principal of and interest on the Bond Anticipation
19 Note or Notes shall be payable out of the first proceeds
20 of sale of the Bonds, or from the tax or other revenue
21 which the County shall previously determine to apply to
22 the payment of the Bonds and the interest thereon.

23 Twelve (12) months interest on the Bond Anticipation
24 Note or Notes or any renewal thereof may be paid from the
25 proceeds of the Bond Anticipation Note or Notes from the
26 proceeds of sale of the Bonds accounting from the initial
27 date of issue thereof.

28 By resolution adopted by the Harford County Council,
29 the County may provide for the renewal of the Bond
30 Anticipation Note or Notes at maturity with or without
31 resale.
32

BOOK 7 PAGE 59

1 Immediately after the sale of the Bond Anticipation
2 Note or Notes and approval by resolution of the Harford
3 County Council, the proceeds of sale of such Bond
4 Anticipation Note or Notes, after payment of expenses of
5 issuing the same, shall be paid to the Department of the
6 Treasury of Harford County, Maryland. The proceeds of
7 sale of the Bond Anticipation Note or Notes shall be
8 expended only to finance the Projects as defined above.

9 Section 11. Be It Further Enacted by the County Council
10 of Harford County, Maryland, that this Act shall take effect
11 on the date it becomes law.

12 EFFECTIVE: December 21, 1981
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BOOK 7 PAGE 60

BY THE COUNCIL

Read the third time, BILL NO. 81-60 (as amended)

Passed LSD 81-29 (October 13, 1981) (with amendments)~~Passed by the Council~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Berranger
County ExecutiveDate October 20, 1981

BY THE COUNCIL

This Bill (No. 81-60 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Liber 7 Folio 21 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

BILL NO. 81-61
AS AMENDED

BOOK 7 PAGE 61

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-61 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 81-24 Date August 11, 1981

AN ACT to authorize and empower Harford County, Maryland, to borrow on its full faith and credit, and issue and sell its bonds therefor, within three (3) fiscal years from the date the Act appropriating funds for the following capital projects became effective, an amount not exceeding \$14,415,000, such bonds to be designated "Harford County Public Works Bonds of 1982", the proceeds thereof to be used for the expansion, reconstruction, rehabilitation, renovation, construction, and improvement of certain water and sewer capital projects hereinafter described, including site improvements, architectural and engineering services, preparation of plans, drawings and specifications and the development of the grounds and the landscaping thereof and all customary appurtenances and other equipment necessary or required for the construction of a water transmission line through the town of Aberdeen, construction of a water transmission main from Havre de Grace water treatment plant to U.S. Route 40, construction of the Stepney pumping station connector, suction and discharge mains, construction of the Stepney Pumping Station, to upgrade the existing Havre de Grace Water Treatment Plant, for construction of the Havre de Grace storage tank,

By the Council, August 11, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: September 15, 1981

at: 7:15 p.m.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 15, 1981 and concluded on September 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Bracketed] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-61
AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

to relocate the Havre de Grace Department of Public Works offices, garage and public parking facility, construction of the Winters Run interceptor, to expand and upgrade the Sod Run waste water treatment plant, for construction of sewers for the Ah-Ha interceptor parallel, for construction of sewers for the Edgewood Meadows interceptor parallel, for construction of the Sod Run interceptor parallel section 2, for rehabilitation of the Spring Meadows Waste Water Treatment Plant, all of such expenditures being described in the Harford County Capital Budget Request approved 5 year Capital Program for the fiscal year 1980-1981, as amended, and also described in Bill No. 80-24 (the Annual Budget And Appropriation Ordinance), and also for the Aberdeen connector and James Street main and Booster Station, the Havre de Grace Connector, the Stepney Pumping Station Connector, the Stepney Pumping Station, upgrading of the Havre de Grace Water Treatment Plant, the Bush River Loop, the Joppatowne Loop, the Five MG Joppa Storage Tank, the Perryman Well Additions, expansion of the Harford County water system into industrial areas, the Dembytown area sewer, the Winters Run Interceptor (Route 7 to South Branch of Constant Friendship), expansion of the Harford County Sewer system into industrial areas, to provide sewer service for

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

the areas of Red Maple Drive and Bush Road, all of such expenditures and projects being described in the Harford County Capital Budget approved 5 Year Capital Program for the fiscal year 1981-1982, as amended, and also as approved by Bill No. 81-19 (the Annual Budget and Appropriation Ordinance); providing for the repayment of certain indebtedness incurred by the County on funds borrowed by the County from lending institutions to provide funds for a portion of the capital projects enumerated herein and as set forth in Bill No. 80-100, enacted on February 17, 1981; providing for the issuance of Bond Anticipation Notes prior to the sale of the bonds and providing for the repayment of the Bond Anticipation Notes if issued, with the proceeds of the sale of the bonds; providing that the bonds shall be repaid primarily from funds acquired through benefit assessments to be made by the County, connection charges and other charges for water and sewer purposes as may be permitted by law; providing that said bonds shall be issued on the full faith and credit of Harford County, Maryland; providing for the disbursement of the proceeds of the sale of such bonds; providing that in the event the benefit assessments, connection charges and other charges are insufficient to pay the bonds, for the levying

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-61
AS AMENDED

BOOK 7 PAGE 64

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

of taxes and for the payment of the principal of and
interest on such bonds as they shall respectively mature;
providing for the redemption schedule of the bonds.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled
on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on _____
and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-61
AS AMENDED

1 COUNTY COUNCIL
2 OF
3 HARFORD COUNTY, MARYLAND

4 BE IT ENACTED, by the County Council of Harford County,
5 Maryland, that Harford County, Maryland is hereby authorized
6 and empowered to borrow on its full faith and credit, and
7 issue and sell its bonds therefor, within three (3) fiscal
8 years from the date the Act appropriating funds for the
9 following capital projects became effective, an amount
10 not exceeding \$14,415,000.00, such bonds to be designated
11 "Harford County Public Works Bonds of 1982", the proceeds
12 thereof to be used for the expansion, reconstruction,
13 rehabilitation, renovation, construction and improvement
14 of certain water and sewer capital projects hereinafter
15 described, including site improvements, architectural
16 and engineering services, preparation of plans, drawings
17 and specifications and the development of the grounds
18 and the landscaping thereof and all customary appurtenances
19 and other equipment necessary or required for the construction
20 of a water transmission line through the town of Aberdeen,
21 construction of a water transmission main from the Havre
22 de Grace water treatment plant to U.S. Route 40, construction
23 of the Stepney pumping Station connector, suction and
24 discharge mains, construction of the Stepney Pumping Station,
25 to upgrade the existing Havre de Grace Water Treatment
26 Plant, for construction of the Havre de Grace storage
27 tank, to relocate the Havre de Grace Department of Public
28 Works offices, garage and public parking facility, construction
29 of the Winters Run interceptor, to expand and upgrade the
30 Sod Run waste water treatment plant, for construction
31 of sewers for the Ah-Ha interceptor parallel, for construction
32 of sewers for the Edgewood Meadows interceptor parallel,

1 for construction of the Sod Run interceptor parallel
2 section 2, for rehabilitation of the Spring Meadows Waste
3 Water Treatment Plant, all of such expenditures being
4 described in the Harford County Capital Budget Request
5 approved 5 year Capital Program for the fiscal year 1980-
6 1981, as amended, and also described in Bill No. 80-24
7 (the Annual Budget And Appropriation Ordinance), and also
8 for the Aberdeen connector and James Street main and Booster
9 Station, the Havre de Grace Connector, the Stepney Pumping
10 Station Connector, the Stepney Pumping Station, upgrading
11 of the Havre de Grace Water Treatment Plant, the Bush River
12 Loop, the Joppa Loop, the Five MG Joppa Storage Tank, the
13 Perryman Well Additions, expansion of the Harford County
14 water system into industrial areas, the Dembytown area
15 sewer, the Winters Run Interceptor (Route 7 to South Branch
16 of Constant Friendship), expansion of the Harford County
17 Sewer system into industrial areas, to provide sewer service
18 for the areas of Red Maple Drive and Bush Road, all of
19 such expenditures and projects being described in the
20 Harford County Capital Budget approved 5 Year Capital
21 Program for the fiscal year 1981-1982, as amended, and also
22 as approved by Bill No. 81-19 (the Annual Budget and
23 Appropriation Ordinance); such expenditures and projects
24 being hereinafter referred to as "Water and Sewer Capital
25 Projects"; providing for the repayment of certain indebtedness
26 incurred by the County on funds borrowed by the County from
27 lending institutions to provide funds for a portion of the
28 capital projects enumerated herein and as set forth in
29 Bill No. 80-100, enacted on February 17, 1981, providing for
30 the issuance of Bond Anticipation Notes prior to the sale
31 of the bonds and providing for the repayment of the Bond
32 Anticipation Notes if issued, with the proceeds of the sale

320 7 MAY 67

1 of the bonds; providing that the bonds shall be repaid
2 primarily from funds acquired through benefit assessments
3 to be made by the County, connection charges and other
4 charges for water and sewer purposes as may be permitted by
5 law; providing that said bonds shall be issued on the full
6 faith and credit of Harford County, Maryland; providing for
7 the disbursement of the proceeds of the sale of such bonds;
8 providing that in the event the benefit assessments, connection
9 charges and other charges are insufficient to pay the bonds,
10 for the levying of taxes and for the payment of the
11 principal of and interest on such bonds as they shall respec-
12 tively mature; providing for the redemption schedule of the bonds.

13 WHEREAS, in accordance with the provisions of Section 406
14 of the Charter of Harford County, the Director of Planning has
15 heretofore transmitted to the County Executive the recommenda-
16 tions of the Planning Advisory Board for Capital Improvements
17 during the fiscal years ending June 30, 1981 and June 30, 1982.

18 WHEREAS, in accordance with the provisions of Section 505
19 of the Charter of Harford County, the County Executive
20 has reviewed such recommendations in light of the existing
21 capital program and the County Executive and the Director
22 of Administration has included said recommendations for
23 capital improvements, as amended, in the proposed 1980-1981
24 and 1981-1982 Capital Programs which have been submitted
25 to the County Council and the County Council has adopted
26 a Capital Program and a Capital Budget for the fiscal years
27 ending June 30, 1981 and June 30, 1982; and

28 WHEREAS, pursuant to Bill No. 80-100 enacted by the
29 Harford County Council on February 17, 1981, Harford County,
30 Maryland was authorized to borrow and did borrow

31 funds for a portion of the capital projects
32 enumerated herein in an aggregate amount of \$200,000 and now

1 desires to issue and sell bonds to pay any such indebtedness
2 incurred; and

3 WHEREAS, as a part of the said Capital Program and
4 the Capital Budget for the fiscal year ending June 30,
5 1981 and June 30, 1982, it is necessary that Harford County,
6 Maryland, borrow a sum not exceeding \$14,415,000 to be used
7 to finance the cost of the construction, reconstruction,
8 improvement, extension, site acquisition, architectural
9 and engineering services, and furnishings and equipment
10 for the Water and Sewer Capital Projects; and

11 WHEREAS, the County Council of Harford County has
12 authority to incur debts on behalf of the County; and

13 WHEREAS, the County Council of Harford County is
14 hereby authorized to enact an Ordinance adopted in accordance
15 with Section 524 of the Charter of Harford County and
16 other applicable provisions of law providing for the issuance
17 and sale and for the designation, form, tenor, denomination,
18 maturities, and the interest rates payable on any bonds
19 issued under such Act; and to levy annually ad valorem
20 taxes upon the assessable property within the County sufficient,
21 together with other taxes and other available funds, to
22 provide for the payment of the interest on and principal
23 of any bonds so issued; and

24 WHEREAS, the proposed bond issue is within the legal
25 limitation on the indebtedness of Harford County, Maryland;
26 and

27 WHEREAS, it is necessary to provide funds for the
28 construction, reconstruction, improvement, extension,
29 acquisition, alteration, repair and modernization, the
30 cost of acquiring any sites, making site improvements,
31 architectural and engineering services, including preparation
32 of plans, drawings and specifications, the development

1 of the grounds and landscaping thereof and all customary
2 appurtenances and equipment for the Water and Sewer Capital
3 Projects; and

4 WHEREAS, after written recommendations of the County
5 Executive, public hearing and affirmative vote of at least
6 five (5) members of the Harford County Council, the capital
7 budgets for the years ending June 30, 1981 and June 30,
8 1982 have been amended and adopted.

9 NOW, THEREFORE, in accordance with the provisions
10 of the Charter of Harford County:

11 Section 1. Be it further enacted by the County Council
12 of Harford County, Maryland, that Harford County shall
13 issue and sell, upon the full faith and credit of Harford
14 County, Maryland, in the manner hereinafter provided,
15 \$14,415,000 aggregate principal amount of serial maturity
16 coupon bonds, the net proceeds of such sale to be used
17 for the construction, reconstruction, remodeling, improvement,
18 extension, site acquisition, architectural and engineering
19 services, furnishing equipment, making site improvements,
20 preparation of plans, drawings and specifications, and
21 the development of grounds and landscaping thereof for
22 the Water and Sewer Capital Projects.

23 The net proceeds of Harford County Public Works Bonds
24 of 1982 may also be used to finance any lawful modification
25 of such projects, or to the extent then permitted by law,
26 any other project lawfully undertaken by Harford County,
27 Maryland, as may be provided by subsequent legislation
28 or resolution approved by the Harford County Council.
29 The issue or series of bonds authorized by this Act shall
30 be known as "Harford County Public Works Bonds of 1982"
31 (herein sometimes called the "Bonds").
32

1 Section 2. Be it further enacted by the County Council
2 of Harford County, Maryland, that the Bonds shall be issued
3 pursuant to the authority of the Act and shall be dated
4 February 1, 1982. The Bonds shall be issued in the
5 denomination of Five Thousand Dollars (\$5000.00) each,
6 and shall be numbered from one (1) consecutively upward
7 in the order of their maturities. The Bonds shall mature
8 over a period of 25 years from their date in 25 annual
9 serial installments beginning in the year 1983
10 and ending in the year 2007. The Bonds shall mature on
11 February 1 in each of said years as follows: \$350,000 in
12 each of the years 1983 and 1984, \$450,000 in each of the
13 years 1985 and 1986, \$465,000 in the year 1987, \$500,000
14 in the year 1988, \$550,000 in each of the years 1989 to
15 1993, inclusive, \$650,000 in each of the years 1994 to
16 2007, inclusive.

17 Section 3. Be it further enacted by the County Council
18 of Harford County, Maryland that the Bonds which mature
19 on or before February 1, 1997, are not subject to redemption
20 prior to their maturities. The Bonds which mature on and
21 after February 1, 1998, shall be subject to redemption
22 as a whole or in part, and if in part, in the inverse order
23 of maturities, at the option of the County on February 1,
24 1997 or on any interest payment date thereafter upon notice
25 of call for redemption given by publication at least thirty
26 (30) days prior to the date of redemption in a newspaper
27 published and circulating in Harford County, and in the
28 City of Baltimore, Maryland, and also in a financial
29 newspaper published and circulating in the City of New
30 York, New York, at a redemption price, expressed as a
31 percentage of the principal amount of the Bonds to be
32 redeemed, set forth in the table below, together with

1 interest accrued to the date fixed for redemption:

2 <u>Date of Redemption</u>	<u>Optional Redemption Price</u>
3 February 1, 1997 or August 1, 1997	103%
4 February 1, 1998 or August 1, 1998	102-1/2%
5 February 1, 1999 or August 1, 1999	102%
6 February 1, 2000 or August 1, 2000	101-1/2%
7 February 1, 2001 or August 1, 2001	101%
8 February 1, 2002 or August 1, 2002	100-1/2%
9 February 1, 2003 and thereafter	100%

10 If less than all of the Bonds of any one maturity shall
11 be called for redemption, the particular Bonds to be redeemed
12 shall be selected by lot by The First National Bank of Maryland,
13 Baltimore, Maryland, Bond Paying Agent.

14 Section 4. Be it further enacted by the County Council
15 of Harford County, Maryland that the Bonds shall bear interest
16 at the rate or rates named by the successful bidder for
17 the Bonds in accordance with the Notice of Sale hereinafter
18 set forth, and said interest shall be payable semiannually
19 on the first day of August and February in each of the
20 years that the Bonds are outstanding in accordance with
21 the interest coupons to be attached hereto. The Bonds,
22 when issued, shall be executed in the name of Harford County,
23 Maryland, by the facsimile signature of the County Executive
24 of Harford County, Maryland, and a facsimile of the corporate
25 seal of the County shall be imprinted on each of the Bonds
26 attested by the manual signature of the Director of
27 Administration of Harford County. The facsimiles of said
28 signature and said seal shall be engraved, printed or
29 lithographed on each of the Bonds in accordance with, and
30 pursuant to the authority of Section 13-18, inclusive,
31 of Article 31 of the Annotated Code of Maryland (1981
32 Replacement Volume). Interest falling due on and prior

1 to maturity shall be represented by appropriate interest
2 coupons attached to the Bonds, which coupons shall be
3 authenticated, in the name of Harford County, Maryland,
4 by the facsimile signature of the County Executive of Harford
5 County, and such signature shall be engraved, printed or
6 lithographed on said coupons. The Bonds shall be subject to
7 registration as to principal only in the name or names of the
8 owner or owners thereof, in the event such owner or owners
9 desire to have such Bond registered, on books kept for that
10 purpose at the principal office of The First National Bank of
11 Maryland, Baltimore, Maryland, hereby designated as Bond Regis-
12 trar. The principal and interest of the Bonds shall be payable
13 at the principal office of The First National Bank of Maryland,
14 Baltimore, Maryland, hereby designated as Paying Agent:
15 There shall be printed on each bond the text of the approving
16 legal opinion of bond counsel with respect to the Bonds.
17 Such printed text shall be certified in the name of Harford
18 County to be a correct copy of said opinion by the facsimile
19 signature of the County Executive of Harford County.
20 Except as provided hereinafter or in resolutions of the
21 Harford County Council adopted prior to the issuance of
22 the Bonds, the Bonds shall be in substantially the following
23 form, which form, together with all covenants and conditions
24 therein contained, is hereby adopted by the Harford County
25 Council as and for the form of obligation to be incurred
26 by Harford County, and said covenants and conditions,
27 including the promise to pay therein contained, are hereby
28 made binding upon Harford County, Maryland, in accordance
29 with the endorsement on said Bonds.
30
31
32

1 UNITED STATES OF AMERICA

2 STATE OF MARYLAND

3 HARFORD COUNTY, MARYLAND

4 HARFORD COUNTY PUBLIC WORKS BONDS OF 1982

5 No.

No.

6 \$5,000.00

\$5,000.00

7 (Dated February 1, 1982)

8
9 HARFORD COUNTY, MARYLAND, a body politic and corporate,
10 organized and existing under the Constitution and laws of the
11 State of Maryland, hereby acknowledges itself indebted and, for
12 value received, promises to pay to the bearer of this bond,
13 or if it be registered, to the registered owner, the principal
14 sum of FIVE THOUSAND DOLLARS (\$5,000.00)

15 ON FEBRUARY FIRST

16 19

17 upon presentation and surrender of this bond and to pay
18 interest thereon, from the date of this bond at the rate
19 of _____ per centum (_____ %) per annum
20 until payment of said principal sum, such interest to the
21 maturity hereof being payable on August 1, 1982, and
22 semiannually thereafter on the first day of February and
23 August in each year upon presentation and surrender of
24 the annexed coupons as they severally become due and
25 payable.

26 Both the principal of and interest on this bond will
27 be paid in lawful money of the United States of America,
28 at the time of payment, at the principal office of The First
29 National Bank of Maryland, Baltimore, Maryland.

30 This bond may be registered as to principal only in the
31 name of the owner on the registration books kept for that purpose
32 at the principal office of The First National Bank of Maryland,

1 Baltimore, Maryland, and such registration shall be noted
2 on the back of this bond, after which no transfer hereof
3 shall be valid unless made on the said registration books
4 by the registered owner hereof in person or by his duly
5 authorized attorney, and similarly noted on this bond,
6 but the same may be discharged from registry by being
7 transferred on the registration books in the manner
8 aforesaid to bearer, after which it shall be transferable
9 by delivery, but it may again be registered as before.
10 The registry of this bond as to principal shall not restrain
11 the negotiability of the interest coupons attached hereto,
12 which shall continue to be payable to bearer.

13 This bond is one of a duly authorized issue or series
14 of bonds aggregating Fourteen Million Four Hundred Fifteen
15 Thousand Dollars (\$14,415,000.00) in principal amount,
16 which are of the denomination of Five Thousand Dollars
17 (\$5,000.00) each. These bonds mature serially in installments
18 on the first day of February in each of the years 1983
19 to 2007, inclusive, as follows: \$350,000 in the years 1983 and
20 1984, \$450,000 in each of the years 1985 and 1986, \$465,000 in
21 the year 1987, \$500,000 in the year 1988, \$550,000 in each of
22 the years 1989 to 1993, inclusive, and \$650,000 in each of the
23 years 1994 to 2007, inclusive. These bonds are numbered from
24 one (1) consecutively upwards in the order of their maturities,
25 are of like tenor except as to maturity, number and interest
26 rate, are issued pursuant to and in full conformity with the
27 provisions of the Charter of Harford County, as amended, and by
28 virtue of due proceedings had and taken by the Harford
29 County Council particularly an Ordinance enacted on
30 entitled Bill No. and a Resolution adopted on

31 The full faith and credit and unlimited taxing power
32 of Harford County, Maryland, is pledged to the punctual

1 payment of the principal of and interest on this bond
2 according to its terms, and said County covenants and
3 agrees punctually to pay the principal of this bond and
4 the interest thereon, at the dates and in the manner
5 mentioned herein and in the coupons hereto appertaining,
6 according to the true intent and meaning thereof. Notwith-
7 standing the pledge of the full faith and credit and taxing
8 power of the County, the Bonds shall be payable primarily
9 from assessments and charges for water and sewer purposes
10 which may be collected by Harford County and for the purpose
11 of paying the interest on and principal of the Bonds, the
12 County may fix an annual assessment on all properties,
13 improved or unimproved, binding upon a street, road, lane,
14 alley or right-of-way in Harford County in which a water
15 main or sewer has been built, upon the benefit basis,
16 and the first payment shall be collected during the year
17 in which the construction of the aforesaid water supply
18 or sewerage systems is completed or in which the systems
19 are purchased or acquired.

20 In addition to the benefit assessments to be levied
21 as provided for herein, the County may make a charge for
22 every sewer and water connection, and make such other
23 charges for water and sewer purposes as may be permitted
24 by law.

25 In addition to the benefit assessments and connection
26 charges to be levied as provided for herein, the County
27 may impose water and sewer service charges and (where
28 the property is not subject to a benefit assessment for
29 the year in which such charge is levied) a charge for
30 the construction and upkeep of water and sewer systems
31 against all properties having a connection with any water
32 main or sewer within Harford County. These service charges

1 and upkeep charges shall be imposed pursuant to the provisions
2 of the Harford County Charter. By this Act, Harford County
3 hereby solemnly covenants and agrees to do the following

4 (a) levy and collect the benefit assessments, connection
5 charges, other charges, water and sewerage service charges
6 and charges for the upkeep for water and sewerage systems
7 as provided in this Act; (b) apply to the payment of
8 the maturing principal of and interest on the Bonds, in
9 each year in which any of the Bonds are outstanding, all
10 funds received by the County from benefit assessments,
11 connection charges, other charges, service and upkeep
12 charges and taxes levied by Harford County to pay such
13 principal and interest, to the extent that such funds
14 and taxes are necessary to meet said principal and interest
15 maturities; and (c) to take all action which the Harford
16 County Council may be legally authorized and empowered
17 to take in order to enforce, in any year in which any
18 of the Bonds or Bond Anticipation Note or Notes are
19 outstanding, the guarantee of such Bonds or Bond Anticipation
20 Note or Notes by Harford County.

21 The bonds of the issue which mature on or before
22 February 1, 1997, are not subject to redemption prior
23 to their maturities. The Bonds which mature on and after
24 February 1, 1998, shall be subject to redemption as a
25 whole or in part, and if in part, in the inverse order
26 of maturities, at the option of the County on February 1,
27 1997 or on any interest payment date thereafter upon notice
28 of call for redemption given by publication at least
29 thirty (30) days prior to the date of redemption in a
30 newspaper published and circulating in Harford County,
31 and in the City of Baltimore, Maryland, and also in a
32 financial newspaper published and circulating in the City

1 of New York, New York, at a redemption price, expressed
2 as a percentage of the principal amount of the Bonds to
3 be redeemed, set forth in the table below, together with
4 interest accrued to the date fixed for redemption:

<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
February 1, 1997 or August 1, 1997	103%
February 1, 1998 or August 1, 1998	102-1/2%
February 1, 1999 or August 1, 1999	102%
February 1, 2000 or August 1, 2000	101-1/2%
February 1, 2001 or August 1, 2001	101%
February 1, 2002 or August 1, 2002	100-1/2%
February 1, 2003 and thereafter	100%

13 If less than all of the Bonds of any one maturity shall
14 be called for redemption, the particular Bonds to be
15 redeemed shall be selected by lot by The First National Bank of
16 Maryland, Baltimore, Maryland, Bond Paying Agent.

17 It is hereby certified and recited that each and
18 every act, condition and thing required to exist, to
19 be done, to have happened and to be performed precedent
20 to and in the issuance of this bond, does exist, has been
21 done, has happened and has been performed in full and
22 strict compliance with the Constitution and laws of the
23 State of Maryland, the Charter of Harford County and
24 the Ordinance and Resolution above referred to, and that
25 the issue of bonds of which this is one, together with
26 all other indebtedness of Harford County, Maryland, is
27 within every debt and other limit prescribed by the Constitution
28 and laws of said State and the Charter of Harford County,
29 and that due provision has been made for the levy and
30 collection, if and when necessary, of an annual ad valorem
31 tax or taxes upon all the legally assessable property
32 within the corporate limits of Harford County, Maryland,

as prescribed by law, in rate and amount sufficient to provide for the payment, when due, of the interest on and the principal of this bond.

IN WITNESS WHEREOF, Harford County, Maryland, has caused this bond to be executed in its name by the facsimile signature of the County Executive, which signature has been imprinted thereon, and has also caused a facsimile of its corporate seal to be imprinted hereon, attested by the manual signature of the Director of Administration, all as of the first day of February, 1982.

ATTEST:

HARFORD COUNTY, MARYLAND

BY:

Director of Administration

County Executive

(Form of Coupon)

HARFORD COUNTY, MARYLAND

No. _____ No. _____

On the first day of _____, 19____, HARFORD
COUNTY, MARYLAND, will pay to the bearer, upon presentation and
surrender of this coupon, the amount shown hereon at the princi-
pal office of The First National Bank of Maryland, Baltimore,
Maryland, being six (6) months' interest then due on its
Harford County Public Works Bonds of 1982 dated February 1,
1982 and bearing No. _____.

HARFORD COUNTY, MARYLAND

BY: _____

County Executive

(Form of Registration)

(No writing hereon except by an officer of The First National
Bank of Maryland, Baltimore, Maryland, Bond Registrar).

<u>Date of Registry</u>	<u>Name of Registered Holder</u>	<u>Registered By</u>
_____	_____	_____
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DOCS 7 DEC 30

81-61
AS AMENDED

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(Form of Certification of Legal Opinion
to appear on panel to left of Filing Back)

IT IS HEREBY CERTIFIED that the following is a true
and correct copy of the complete approving legal opinion of
Messrs. White, Mindel, Clarke & Hill, Baltimore, Maryland with
respect to the issue of bonds, of which this bond is one, that
the original of said opinion was manually executed, dated and
issued as of the date of delivery of, and payment for, said
issue of bonds and that an executed copy thereof is on file
with the Paying Agent.

HARFORD COUNTY, MARYLAND

BY: _____
County Executive

(Here insert text of legal opinion
relating to this issue of bonds.)

81-61
AS AMENDED

1 Section 5. Be it further enacted by the County Council of
2 Harford County, Maryland, That, the Bonds shall be sold
3 by bids on sealed proposals to the bidder therefor for
4 cash whose bid is deemed to be for the best interest of
5 Harford County, Maryland, after giving at least ten days'
6 public notice by advertisement inserted twice in one or
7 more daily or weekly newspapers having a general circulation
8 in Harford County, Maryland, said sale to be held not sooner
9 than ten days following the first insertion of said advertise-
10 ment. Said advertisement shall also be published in "The
11 Daily Bond Buyer", a financial journal published in the
12 City of New York. The Award of the Bonds, if made, shall
13 be made by the Harford County Council to the bidder offering
14 the lowest net interest cost, such interest cost to be
15 determined by computing the total interest to maturity
16 on all Bonds sold and deducting therefrom the premium
17 bid, if any. The sale of the Bonds shall be held on
18 January 20, 1982, at the office of the County Council
19 of Harford County, Maryland, located at 45 South Main Street,
20 Bel Air, Maryland, at 11:00 o'clock A.M., E.S.T. or E.D.T.
21 (whichever time may then be in effect), or on such other
22 date and at such other time as may be provided in an
23 appropriate resolution of the Harford County Council.
24 The advertisement for the issue of Bonds authorized by
25 this Act shall be in substantially the following form:
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1 \$14,415,000

2 HARFORD COUNTY, MARYLAND

3 HARFORD COUNTY PUBLIC WORKS BONDS OF 1982

4 SEALED BIDS will be received by the Harford County Council
5 at its offices, 45 South Main Street, Bel Air, Maryland, until
6 11:00 o'clock A.M., E.S.T. or E.D.T. (whichever time may then
7 be in effect) on January 20, 1982 for the purchase of the
8 above bonds, which are described as follows: February 1, 1982,
9 coupon in form in the denomination of \$5000; registrable as to
10 principal only; principal and semi-annual interest
11 (August 1 and February 1) payable at The First National Bank
12 of Maryland, Baltimore, Maryland; and maturing
13 February 1 as follows: \$350,000 in each of the years 1983
14 and 1984, \$450,000 in each of the years 1985 and 1986,
15 \$465,000 in the year 1987, \$500,000 in the year 1988,
16 \$550,000 in each of the years 1989 to 1993, inclusive,
17 \$650,000 in each of the years 1994 to 2007, inclusive.

18 The Bonds which mature on or before February 1,
19 1997, are not subject to redemption prior to their maturities.
20 The Bonds which mature on and after February 1, 1998, shall
21 be subject to redemption as a whole or in part, and if
22 in part, in the inverse order of maturities, at the option
23 of the County on February 1, 1997 or on any interest payment
24 date thereafter upon notice of call for redemption given
25 by publication at least thirty (30) days prior to the date
26 of redemption in a newspaper published and circulating
27 in Harford County, and in the City of Baltimore, Maryland,
28 and also in a financial newspaper published and circulating
29 in the City of New York, New York, at a redemption price,
30 expressed as a percentage of the principal amount of the
31 Bonds to be redeemed, set forth in the table below, together
32 with interest accrued to the date fixed for redemption:

<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
February 1, 1997 or August 1, 1997	103%
February 1, 1998 or August 1, 1998	102-1/2%
February 1, 1999 or August 1, 1999	102%
February 1, 2000 or August 1, 2000	101-1/2%
February 1, 2001 or August 1, 2001	101%
February 1, 2002 or August 1, 2002	100-1/2%
February 1, 2003 and thereafter	100%

If less than all of the Bonds of any one maturity shall be called for redemption, the particular Bonds to be redeemed shall be selected by lot by The First National Bank of Maryland, Baltimore, Maryland, Bond Paying Agent.

The bonds will be issued under the authority of an Ordinance approved by proceedings of the Harford County Council on ; 1981. The proceeds of these bonds will be used to finance the cost of construction, reconstruction, improvement, extension, acquisition, alteration, repair, the cost of acquiring sites, architectural and engineering services, including preparation of plans, drawings and specifications, and the development of the grounds and landscaping thereof and all customary appurtenances and equipment for the Water and Sewer Capital Projects, as more particularly set forth in the Ordinance and in the Annual Budget and Appropriation Ordinance of Harford County, Maryland for the years ending June 30, 1981 and June 30, 1982.

Bids must be for all of the bonds on prescribed forms and must be: accompanied by a certified check upon, or a cashier's or treasurer's check of, a responsible banking institution, payable to "Harford County, Maryland" for \$288,000 enclosed in a sealed envelope addressed to the Harford County Council at Bel Air, Maryland, and marked

3005 7 PAGE 84

1 on the outside "Proposal for Public Works Bonds of 1982".
2 The Bonds will be awarded, if at all, to the bidder offering
3 the lowest net interest cost to the County, such cost
4 to be determined by computing the total interest to maturity
5 on all of the bonds and deducting therefrom the premium
6 bid, if any. Bidders must bid at least par for the bonds
7 and must specify the interest rate or rates to be paid
8 thereon in multiples of 1/8th or 1/10th of 1%. Bidders
9 may specify more than one rate of interest but not more
10 than one interest rate for any serial maturity, nor a zero
11 rate and the interest payable on any interest payment date
12 shall be represented by a single coupon. The differences
13 between the highest and lowest coupon rates shall not exceed
14 two percent (2%).

15 These bonds will constitute an irrevocable pledge
16 of the full faith and credit and unlimited taxing power
17 of Harford County. The issuance of the bonds is subject
18 to legal approval by Messrs. White, Mindel, Clarke & Hill,
19 Baltimore, Maryland, and copies of their opinion will be
20 furnished without cost to the purchaser.

21 Additional information concerning this issue and
22 the required form of proposal may be obtained from Charles
23 Shadle, Director of Administration, 45 South Main Street,
24 Bel Air, Maryland. The Notice of Sale annexed to the bid
25 form shall control as to the terms and conditions of the
26 sale of this issue.

27 The right is reserved to reject any and all bids.
28

29 BY ORDER OF

30 HARFORD COUNTY COUNCIL
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BOOK 7 PAGE 85

1 Section 6. Be it further enacted by the County Council
2 of Harford County, Maryland, That, the official Notice
3 of Sale shall be in substantitally the form hereinafter
4 set forth and the terms, provisions and conditions set
5 forth in said form of Notice of Sale are hereby adopted
6 and approved as the terms, provisions and conditions under
7 which and the manner in which the Bonds shall be sold,
8 issued and delivered at public sale. In addition, there
9 is hereinafter set forth a form of Proposal to be used
10 by all persons submitting proposals for the purchase of
11 the Bonds. The official Notice of Sale and Proposal for
12 the Bonds shall be in substantially the following form
13 (unless changed by resolution of the Harford County Council
14 adopted prior to the sale of the Bonds):

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~~EXH~~ 7 PAGE 86

\$14,415,000

HARFORD COUNTY, MARYLAND

HARFORD COUNTY PUBLIC WORKS BONDS OF 1982

SEALED BIDS will be received by the Harford County Council in its offices located at 45 South Main Street, Bel Air, Maryland, until 11:00 o'clock A.M., E.S.T. or E.D.T. (whichever time shall then be in effect) on January 20, 1982 for the purchase of said bonds, all being dated February 1, 1982, and bearing interest payable semi-annually on the first days of August and February until maturity. These bonds are issued under the provisions of an Ordinance adopted by proceedings of the Harford County Council on , 1981. These bonds mature on February 1, in each of the years 1983 to 2007, inclusive, as follows: \$350,000 in the years 1983 and 1984, \$450,000 in the years 1985 and 1986, \$465,000 in the year 1987, \$500,000 in the year 1988, \$550,000 in each of the years 1989 to 1993, inclusive, \$650,000 in each of the years 1994 to 2007, inclusive.

The proceeds of the sale of these bonds will be used to finance the cost of construction, reconstruction, improvement, extension, acquisition, alteration, repair, the cost of acquiring sites, making site improvements, architectural and engineering services, including preparation of plans, drawings and specifications, and the development of the grounds and landscaping and all customary appurtenances and equipment for certain water and sewer capital projects, as more particularly set forth in the Ordinance and in the Annual Budget and Appropriation Ordinance of Harford County, Maryland, for the years ending June 30, 1981 and June 30, 1982.

1 The principal and interest of these bonds will be
2 payable in lawful money of the United States of America
3 at the time of payment at the principal office of The First
4 National Bank of Maryland, Baltimore, Maryland.

5 The bonds will be issued in coupon form in the denomination
6 of Five Thousand Dollars (\$5,000.00) each. The bonds will
7 be subject to registration as to principal only on books
8 kept for that purpose at the principal office of The First
9 National Bank of Maryland, Baltimore, Maryland.

10 The Bonds which mature on or before February 1, 1997,
11 are not subject to redemption prior to their maturities.
12 The Bonds which mature on and after February 1, 1998, shall
13 be subject to redemption as a whole or in part, and if
14 in part, in the inverse order of maturities, at the option
15 of the County on February 1, 1997 or on any interest payment
16 date thereafter upon notice of call for redemption given
17 by publication at least thirty (30) days prior to the
18 date of redemption in a newspaper published and circulating
19 in Harford County, and in the City of Baltimore, Maryland,
20 and also in a financial newspaper published and circulating
21 in the City of New York, New York, at a redemption price,
22 expressed as a percentage of the principal amount of the
23 Bonds to be redeemed, set forth in the table below, together
24 with interest accrued to the date fixed for redemption:

25	<u>Date of Redemption</u>	<u>Optional Redemption Price</u>
26	February 1, 1997 or August 1, 1997	103%
27	February 1, 1998 or August 1, 1998	102-1/2%
28	February 1, 1999 or August 1, 1999	102%
29	February 1, 2000 or August 1, 2000	101-1/2%
30	February 1, 2001 or August 1, 2001	101%
31	February 1, 2002 or August 1, 2002	100-1/2%
32	February 1, 2003 and thereafter	100%

BOOK 7 PAGE 88

1 If less than all of the Bonds of any one maturity shall
2 be called for redemption, the particular Bonds to be redeemed
3 shall be selected by lot by The First National Bank of
4 Maryland, Baltimore, Maryland, Bond Paying Agent.

5 Each bid must be submitted on the prescribed form
6 accompanying the Official Statement and must be enclosed
7 in a sealed envelope addressed to "Harford County Council,
8 Bel Air, Maryland", and marked on the outside "Proposal
9 for Public Works Bonds of 1982, such bid to be accompanied
10 by a certified check upon, or a cashier's or treasurer's
11 check of, a responsible banking institution, payable to
12 "Harford County, Maryland" for \$288,000. The check of
13 the successful bidder will be collected and the proceeds
14 thereof retained by the Council to be applied in part
15 payment for the bonds, and no interest will be allowed
16 upon the amount thereof, but, in the event the successful
17 bidder shall fail to comply with the terms of such bid,
18 the proceeds of such check will be retained as and for
19 full liquidated damages. The checks of the unsuccessful
20 bidders will be returned promptly.

21 The Harford County Council will not consider and
22 will reject any bid for the purchase of less than all of
23 the above described Bonds. The right is reserved to reject
24 any and all bids.

25 Bidders must bid at least par for the bonds and must
26 specify the rate or rates of interest to be paid thereon,
27 in multiples of one-eighth (1/8th) or one-tenth (1/10th)
28 of one per centum (1%). Bidders may specify more than
29 one rate of interest to be borne by the bonds, but may
30 not specify more than one interest rate for the bonds of
31 any serial maturity. A zero rate cannot be named for any
32 maturity. The interest payable on any bond on any interest

BOOK 7 PAGE 83

1 payment date shall be represented by a single coupon.

2 The differences between the highest and lowest coupon
3 rates shall not exceed two percent (2%).

4 Bids will be opened promptly after 11:00 A.M., E.S.T.
5 or E.D.T. (whichever time shall then be in effect) on
6 January 20, 1982, or on such other date and at such other
7 time as may be provided in an appropriate resolution of
8 the Harford County Council. The award, if made, will be
9 made promptly after the bids are opened to the bidder
10 offering the lowest net interest cost to Harford County,
11 Maryland, such interest cost to be determined by computing
12 the total interest to maturity on all the bonds and deducting
13 therefrom the premium bid, if any; provided, however, that
14 if two or more bidders offer to purchase the bonds at the
15 same lowest net interest cost, then such award will be
16 made to the bidder offering the highest premium.

17 The bonds will be delivered to the successful bidder
18 or bidders as soon as practicable, upon due notice and
19 at the expense of the County, at The Signature Company
20 in New York, New York, upon payment of the successful
21 bid (including any premium) plus accrued interest to the
22 date of delivery; less the deposit theretofore made. Such
23 payment shall be made in New York Clearing House funds
24 by certified check upon, or cashier's or treasurer's check
25 of, a responsible banking institution.

26 The payment of the interest on and principal of these
27 bonds will be guaranteed by Harford County, Maryland, and
28 such bonds will constitute an irrevocable pledge of the
29 full faith and credit and unlimited taxing power of Harford
30 County, Maryland.

31 The right is reserved to reject any and all bids.
32

1 The issuance of these bonds will be subject to legal
2 approval of Messrs. White, Mindel, Clarke & Hill, of Baltimore,
3 Maryland, and a copy of their opinion will be delivered
4 upon request, without charge, to the successful bidder
5 for the bonds. The certified text of such approving legal
6 opinion will be printed on each bond. There will also
7 be furnished the usual closing papers, including a certificate
8 stating that there is no litigation pending affecting
9 the validity of the bonds.

10 A full financial statement concerning Harford County,
11 the required form of proposal, and other data in reference
12 thereto as may be desired will be supplied to prospective
13 bidders upon request made to Charles Shadle, Director of
14 Administration, 45 South Main Street, Bel Air, Maryland.

15 By Order of

HARFORD COUNTY COUNCIL

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81-61

AS AMENDED

BOOK 7 PAGE 91

PUBLIC WORKS BONDS OF 1982

Harford County Council
45 South Main Street
Bel Air, Maryland

Gentlemen:

Subject to the provisions and in accordance with the terms of the annexed Notice of Sale, which is a part of this Proposal, we offer to purchase the obligations of Harford County, Maryland, described in such Notice, being \$14,415,000 Harford County Public Works Bonds of 1982, the bonds maturing in the several years shown in the table below and subject to redemption as provided in the Notice of Sale, to bear interest at the rates per annum set opposite such years, respectively, in said table, and to pay \$14,415,000, the par value of said obligations, plus a premium of Dollars (\$), plus an amount equal to the interest on said obligations accrued to the date of payment of the purchase price.

<u>Year Of</u> <u>Maturity</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Year of</u> <u>Maturity</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>
1983	\$350,000		1997	\$650,000	
1984	\$350,000		1998	\$650,000	
1985	\$450,000		1999	\$650,000	
1986	\$450,000		2000	\$650,000	
1987	\$465,000		2001	\$650,000	
1988	\$500,000		2002	\$650,000	
1989	\$550 000		2003	\$650,000	
1990	\$550,000		2004	\$650,000	
1991	\$550,000		2005	\$650,000	
1992	\$550,000		2006	\$650,000	
1993	\$550,000		2007	\$650,000	
1994	\$650,000				
1995	\$650,000				
1996	\$650,000				

81-61

AS AMENDED

1 We enclose herewith a certified cashier's or treasurer's
2 check, payable to the order of "Harford County, Maryland",
3 in the amount of \$288,000, which check is to be applied
4 in accordance with the annexed Notice of Sale.
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12 (The total net interest cost of this proposal is \$ _____.
13 The effective rate of interest is _____%. This is
14 requested to expedite and facilitate prompt determination
15 of best bid. It is not a part of the proposal. The omission
16 or inaccuracy of these figures will not effect the validity
17 of the proposal.) The differences between the highest and
18 lowest coupon rates shall not exceed two percent (2%).
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1 Section 7. Be it further enacted by the Harford County Council
2 that the County Council may, at any time, prior to the public
3 sale of these bonds, by ~~resolutions~~ ADMINISTRATIVE RESOLUTION(S)
4 change the date of sale, the date of bid opening, the dates of
5 maturity or redemption of the bonds, the amount of the bonds to
6 be sold (but not in excess of (\$14,415,000) ~~and-the-interest~~
7 ~~payment-dates-on-the-bonds~~ THE AMOUNTS OF BONDS MATURING IN EACH
8 YEAR, THE INTEREST PAYMENT DATES OF THE BONDS AND THE TERMS OF
9 SALE OF THE BONDS.

10 Section 8. Be it further enacted by the County Council of
11 Harford County, Maryland, That, immediately after the sale of the
12 Bonds, the interest rate or rates payable thereon shall be fixed
13 by a resolution of the Harford County Council in accordance with
14 the terms and conditions of the sale of the Bonds. The Bonds
15 shall thereupon be suitably printed or engraved and duly executed
16 and delivered to the purchaser in accordance with the conditions
17 of delivery set forth in the foregoing Notice of Sale. The
18 proceeds of the sale of the Bonds, including any premium
19 and accrued interest received therefor, shall be paid
20 to the Department of the Treasury of Harford County and
21 shall be deposited in a special account of Harford County,
22 Maryland. Harford County, Maryland may, at its option,
23 deduct from the gross proceeds received from the sale of
24 the Bonds the cost of issuing the same, including the cost
25 of advertising, printing and professional fees (including
26 legal) and expenses. There shall be deducted from the
27 total gross proceeds received from the sale of the Bonds
28 the amount received on account of accrued interest on
29 the Bonds, which amount shall be set apart by the Treasurer
30 of Harford County in a special fund and applied to the
31 first maturing interest coupons of the Bonds. The balance
32 of the proceeds of the sale of the Bonds shall be expended
33 only to finance the Water and Sewer Capital Projects, as

1 set forth in this Ordinance and as more particularly described
2 in the Annual Budget and Appropriation Ordinance of Harford
3 County, Maryland for the years ending June 30, 1981 and
4 June 30, 1982. If the funds derived from the sale of the
5 Bonds shall exceed the amount needed to finance said
6 Water and Sewer Capital Projects, the excess funds so borrowed
7 and not expended by the County Council shall be applied
8 by the County in payment of the next principal maturity
9 of the Bonds so issued, unless the County Council shall
10 adopt a resolution or ordinance allocating said excess
11 funds to finance any lawful modification of such projects,
12 or to the extent then permitted by law, any other project
13 lawfully undertaken by Harford County, Maryland as may
14 be provided by subsequent resolution or resolution approved
15 by the Harford County Council.

16 Section 9. Be it further enacted by the County Council
17 of Harford County, Maryland, That, for the purpose of
18 paying the interest on and principal of the Bonds authorized
19 by this Act, there is hereby levied and there shall hereafter
20 be levied in each fiscal year that any of the Bonds are
21 outstanding; ad valorem taxes on real and tangible personal
22 property and intangible property subject to taxation by
23 the County without limitation on rate or amount, and, in
24 addition, upon such other intangible property as may be
25 subject to taxation by the County within limitations
26 prescribed by law, in an amount sufficient together with
27 funds available from other sources, to pay the annual
28 interest on the outstanding Bonds and to redeem the Bonds
29 maturing during the succeeding year; and the full faith
30 and credit and the unlimited taxing power of the County
31 are hereby irrevocably pledged to the punctual payment
32 of the principal of and interest on the Bonds as and when

1 they mature. Harford County, Maryland, by the passage of
2 this Ordinance hereby covenants and agrees properly and
3 promptly to perform all of the respective acts and duties
4 defined in the Act for the levy and collection of the
5 aforesaid ad valorem tax upon all the assessable property
6 within the corporate limits of Harford County, Maryland,
7 as the levy and collection of such a tax becomes necessary
8 in order to meet the debt service requirements of Harford
9 County Public Works Bonds of 1982.

10 Notwithstanding the pledge of the full faith and credit
11 and taxing power of the County, the Bonds shall be payable
12 primarily from assessments and charges for water and sewer
13 purposes which may be collected by Harford County and for
14 the purpose of paying the interest on and principal of
15 the Bonds and/or the Bond Anticipation Note or Notes, the
16 County may fix an annual assessment on all properties,
17 improved or unimproved, binding upon a street, road, lane,
18 alley or right-of-way in Harford County in which a water
19 main or sewer has been built, upon the benefit basis, and
20 the first payment shall be collected during the year in
21 which the construction of the aforesaid water supply or
22 sewerage systems is completed or in which the systems
23 are purchased or acquired.

24 In addition to the benefit assessments to be levied
25 as provided for herein, the County may make a charge for
26 every sewer and water connection, and make such other
27 charges for water and sewer purposes as may be permitted
28 by law.

29 In addition to the benefit assessments and connection
30 charges to be levied as provided for herein, the County
31 may impose water and sewer service charges and (where
32 the property is not subject to a benefit assessment for

1 the year in which such charge is levied) a charge for the
2 construction and upkeep of water and sewer systems against
3 all properties having a connection with any water main
4 or sewer within Harford County. These service charges
5 and upkeep charges shall be imposed pursuant to the
6 provisions of the Harford County Charter. By this Act,
7 Harford County hereby solemnly covenants and agrees to
8 do the following: (a) levy and collect the benefit assessments,
9 connection charges, other charges, water and sewerage
10 service charges and charges for the upkeep for water and
11 sewerage systems as provided in this Act; (b) apply to
12 the payment of the maturing principal of and interest
13 on the Bonds, in each year in which any of the Bonds are
14 outstanding, all funds received by the County from benefit
15 assessments, connection charges, other charges, service
16 and upkeep charges and taxes levied by Harford County to
17 pay such principal and interest, to the extent that such
18 funds and taxes are necessary to meet said principal and
19 interest maturities; and (c) to take all action which
20 the Harford County Council may be legally authorized and
21 empowered to take in order to enforce, in any year in which
22 any of the Bonds or Bond Anticipation Note or Notes are
23 outstanding, the guarantee of such Bonds or Bond Anticipation
24 Note or Notes by Harford County.

25 Section 10. Be it further enacted by the County Council
26 of Harford County, Maryland, that Harford County, Maryland,
27 is hereby authorized and empowered from time to time to
28 issue its Bond Anticipation Note or Notes on the full faith
29 and credit of the County in an amount not exceeding \$14,415,000,
30 the net proceeds of such sale to be used to finance the cost
31 of the construction of the Water and Sewer Capital Projects;
32 the sale of such Notes to be upon such terms as may be

1 directed by resolution of the Harford County Council.

2 Such Bond Anticipation Note or Notes or other evidence
3 of indebtedness shall not have a maturity in excess of
4 twelve (12) months from the date of issue.

5 The Treasurer of Harford County, Maryland, prior
6 to the issuance of any such Bond Anticipation Note or Notes
7 or other evidence of indebtedness of the County shall
8 present the terms of such notes to the County Council
9 for approval by Resolution of the County Council prior
10 to the issuance of such Bond Anticipation Note or Notes.

11 The Bond Anticipation Note or Notes shall bear interest
12 at the rate or rates so negotiated by the Treasurer and
13 approved by Resolution of the County Council of Harford
14 County, Maryland, and the Bond Anticipation Note or Notes
15 when issued shall be issued in the name of Harford County
16 by the signature of County Executive of Harford County,
17 Maryland, the corporate seal of the County shall be imprinted
18 on such Bond Anticipation Note or Notes and such Bond
19 Anticipation Note or Notes shall be attested by the manual
20 signature of the Director of Administration of
21 Harford County, Maryland, and the proceeds of sale of the
22 Bond Anticipation Note or Notes shall be used only for
23 those purposes approved in a Resolution of the Harford
24 County Council adopted subsequent to the adoption of this
25 Ordinance.

26 The Bond Anticipation Note or Notes shall not be issued
27 in an amount greater than the amount of Bonds authorized
28 in anticipation of the sale of which the Bond Anticipation
29 Note or Notes are issued and sold.

30 The principal of and interest on the Bond Anticipation
31 Note or Notes shall be payable out of the first proceeds of
32 sale of the Bonds, or from the tax or other revenue which the

1 County shall previously determine to apply to the payment of the
2 Bonds and the interest thereon.

3 Twelve (12) months interest on the Bond Anticipation Note
4 or Notes or any renewal thereof may be paid from the proceeds of
5 the Bond Anticipation Note or Notes from the proceeds of sale of
6 the Bonds accounting from the initial date of issue thereof.

7 By resolution adopted by the Harford County Council, the
8 County may provide for the renewal of the Bond Anticipation Note
9 or Notes at maturity with or without resale.

10 Immediately after the sale of the Bond Anticipation Note or
11 Notes and approval by resolution of the Harford County Council,
12 the proceeds of sale of such Bond Anticipation Note or Notes,
13 after payment of expenses of issuing the same, shall be paid to
14 the Department of the Treasury of Harford County, Maryland. The
15 proceeds of sale of the Bond Anticipation Note or Notes shall be
16 expended only to finance the Projects as defined above.

17 Section 11. Be It Further Enacted by the County Council of
18 Harford County, Maryland, that this Act shall take effect on the
19 date it becomes law.

20 EFFECTIVE: December 21, 1931
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BOOK 7 PAGE 99

BY THE COUNCIL

Read the third time, BILL NO. 81-61 (as amended)

Passed LSD 81-29 (October 13, 1981) (with amendments)~~XXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:


County Executive
Date October 20, 1981

BY THE COUNCIL

This Bill (No. 81-61 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Lib. 7 Folio 61 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: December 21, 1981

BILL NO. 81-62

BOOK 7 PAGE 100
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 31-62

Introduced by Council President Hardwicke at the request of
the County Executive

Legislative Day No. 81-25 Date September 1, 1981

AN EMERGENCY ACT to establish the assessment basis and annual
assessment of Fern Drive and Orsburn Drive,
First Election District, Water Project No.
6470, in accordance with the requirements
of County law.

By the Council, September 1, 1981

Introduced, read first time, ordered posted and public hearing scheduled
on: October 6, 1981

at: 6:30 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on October 6, 1981
and concluded on October 6, 1981.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-62

BOOK 7 PAGE 101

1 WHEREAS, the County Executive has recommended, pursuant
2 to Harford County law, that an assessment basis and annual
3 assessment be established for certain property in Harford County,
4 Maryland; and

5 WHEREAS, the requirements of the Charter of Harford
6 County, Maryland, and County law have been satisfied.

7 NOW, THEREFORE,

8 Section 1. *Be It Enacted By The County Council Of Harford County,*
9 *Maryland,* that the following assessment basis and annual
10 assessment rate for the below described property in Harford
11 County, Maryland, be, and it is hereby established as set out
12 below:

13 The Annual Equal Benefit Assessment for Fern Drive and
14 Orsburn Drive, First Election District, Water Project No. 6470,
15 beginning on January 1, 1982, shall be One Hundred Forty-two
16 Dollars and Fifty-nine Cents (\$142.59) per property per year
17 to run for the duration of the bond, not to exceed twenty five
18 (25) years.

19 Section 2. *And Be It Further Enacted,* that this Act is hereby
20 declared to be an Emergency Act, necessary for the payment of
21 interest and principal on bonds issued by Harford County, Maryland,
22 and shall take effect on the date it becomes law.

23 EFFECTIVE:
24
25

26 The Secretary of the Council does hereby
27 certify that fifteen (15) copies of this bill
are immediately available for distribution to
the public and the press.

28 Angela MacLennan, Secretary
29
30
31
32

BOOK 7 PAGE 102

BY THE COUNCIL

Read the third time, BILL NO. 81-62

Passed LSD 81-28 (October 6, 1981) ~~(with amendments)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas L. Branger
County ExecutiveDate October 9, 1981

BY THE COUNCIL

This Bill (No. 81-62), having been approved by the Executive
and returned to the Council, becomes law on October 9, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Liber 7 Folio 100 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: October 9, 1981

BILL NO. 81-63

BOOK 7 PAGE 103

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 31-63

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 81-25 Date September 1, 1981

AN ACT to repeal and re-enact with amendments Section 24-24, heading, Payment for Capital Indebtedness, of Article I, heading, In General, of Chapter 24, heading, Water and Sewer, of the Harford County Code as amended; to provide for acceleration and payment of unpaid charges at settlement.

By the Council, September 1, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: October 6, 1981

at: 6:30 P.M.

By Order: Angela Marsowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 6, 1981 and concluded on October 6, 1981.

Angela Marsowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-63

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Section 24-24, heading, Payment for Capital
3 Indebtedness, of Article I, heading, In General, Of Chapter 24,
4 heading, Water and Sewer, of the Harford County Code, as amended,
5 be, and it is hereby repealed and re-enacted with amendments all
6 to read as follows:

7 Chapter 24. Water and Sewer.

8 Article I. In General.

9 Section 24-24. Payment for Capital Indebtedness.

10 (a) For the purpose of providing funds for the investiga-
11 tions, surveys, design, construction, establishment, purchase,
12 condemnation or depreciation of water supply, sewerage and
13 drainage systems in the County, and for the purpose of paying
14 any debt of these systems, the Council may:

15 (1) Establish a reserve fund pursuant to Section 523(d)
16 of the Chapter.

17 (2) Incur debt as provided for by the Charter.

18 (3) Establish charges based upon connections to the
19 system and other criteria.

20 (4) Levy special assessments on the properties bene-
21 fited by a particular project or portion of the system.

22 (5) Levy assessments on all property benefited by
23 water supply, sewerage or drainage systems in the County.

24 (6) Levy an ad valorem tax on all taxable real property
25 in the County.

26 (7) Establish and levy surcharges.

27 (b) Taxes and past due debts shall be paid in full prior to
28 transfer of the property. Additionally, area connection charges
29 which have been prorated over a period of years pursuant to an
30 agreement between the property owner and the County shall BE PAID
31 IN FULL, upon transfer of the property prior to payout of the
32 area connection charge, WITH THE EXCEPTION OF ALL TRANSFERS OF

1 PROPERTY NOT REQUIRING PAYMENT OF TRANSFER TAXES AND RECORDATION
2 TAXES AS PROVIDED BY ARTICLE 81 OF THE ANNOTATED CODE OF MARYLAND.
3 [be paid in full.] The person purchasing the lot or property will
4 assume the liability of all existing water, sewer or drainage
5 charges that are not past due, except where the purchaser and
6 seller agree otherwise.

7 Section 2. *And Be It Further Enacted*, that this Act shall take
8 effect sixty (60) calendar days from the date it becomes law.

9 EFFECTIVE: January 5, 1932

11 The Secretary of the Council does hereby
12 certify that fifteen (15) copies of this Bill
13 are immediately available for distribution to
the public and the press.

14 Angela Maclean, Secretary

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BY THE COUNCIL

Read the third time, BILL NO. 81-63,

Passed LSD 81-32 (November 3, 1981) ~~(with amendments)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of November, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date 11/6/81

BY THE COUNCIL

This Bill (No. 81-63), having been approved by the Executive
and returned to the Council, becomes law on November 6, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
H. Douglas Critchett, Clerk, Harford Co.
Folio 103 examined per

BOOK 7 PAGE 107

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-64Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-25Date September 1, 1981

AN ACT to repeal and re-enact with amendments Section 17.2, heading, Adoption of the American National Standard for the Installation of Gas Appliances and Gas Piping Code, of Article I, heading, In General, of Chapter 17, heading, Plumbing, all part of the Harford County Code as amended, to provide for adoption of the 1980 American National Standard for Gas Fittings.

By the Council, September 1, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 6, 1981at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 6, 1981 and concluded on October 6, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Section 17.2, heading, Adoption of the American
3 National Standard for the Installation of Gas Appliances and Gas
4 Piping Code, of Article I, heading, In General, of Chapter 17,
5 heading, Plumbing, all part of the Harford County Code as amended,
6 be, and it is hereby repealed and re-enacted with amendments all
7 to read as follows:

8 Chapter 17. Plumbing.

9 Article I. In General.

10 Section 17.2. Adoption of the American National Standard for the
11 Installation of Gas Appliances and Gas Piping Code.

12 The American National Standard for installation of gas
13 appliances and gas piping, (N.F.P.A. [54-1974] 54-1980), as
14 published by The American Gas Association, American Society of
15 Mechanical Engineers and the National Fire Protection Association,
16 is hereby adopted by Harford County and by reference thereto, is
17 made a part of this chapter with the same force and effect as
18 though set out in full herein, save and except for such changes,
19 amendments and revisions as are specified in this chapter. At
20 least three copies of the standards and supplements thereto are on
21 file and open for public use, examination and inspection in the
22 office of the Director of Administration.

23 Section 2. *And Be It Further Enacted By The County Council Of*
24 *Harford County, Maryland,* that this Act shall take effect sixty
25 (60) calendar days from the date it becomes law.

26 EFFECTIVE: December 22, 1931

27

28

29

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31

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*The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.*

Angelo Marchese, Secretary

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BY THE COUNCIL

Read the third time, BILL NO. 81-64

Passed LSD 81-31 (October 20, 1981) ~~(with amendments)~~~~XXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 21st day of October, 1981
 at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Branger
 County Executive
Date 10/23/81

BY THE COUNCIL

This Bill (No. 81-64), having been approved by the Executive
 and returned to the Council, becomes law on October 23, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:10 P.M.
246 Liber 7 Folio 107 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: December 22, 1981

81-64

BILL NO. 81-67

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AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLANDBILL NO. 81-67 (AS AMENDED)Introduced by Councilman Rahll and Council President Hardwicke
at the request of the County ExecutiveLegislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Flynn & Emrich Company of Baltimore City Project)", in a principal amount not to exceed Four Million Dollars (\$4,000,000) pursuant to the provisions of Section 266(A) to 266(I), inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1980 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the acquisition of an industrial building and the purchase and installation of equipment therein in Harford County, Maryland, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development bonds (a) shall be payable solely and only from (i) revenue derived from payments by Flynn & Emrich Company of Baltimore City to Harford County, Maryland, on account of such loan, and (ii) any and all monies realized from the sale of the collateral as described herein, and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise, (i) indebtedness of Harford County, Maryland, or of any other political subdivisions, (iii)

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1981at: 6:30 P.M.By Order: Angelo Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angelo Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Line through indicates matter stricken out of Bill by amendment.

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COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

a charge against the general credit or taxing powers of Harford County, Maryland; or (iii) a capital project under the Charter or local laws of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including (without limitation) (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; and providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds and the amount of the industrial development revenue bonds to be sold (not exceeding \$4,000,000); authorizing the execution of the statement of election required by Section 103(b) (6) (D) of the Federal Internal Revenue Code of

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and copies of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

1954 as amended; and providing for the method(s) for determining the principal amount of the bonds not exceeding \$4,000,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security for the bonds including authorization, execution and delivery of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council and generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, indicating that this Ordinance has no financial impact on Harford County; and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined ~~through~~ indicates matter stricken ~~from~~ of Bill by amendment.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-67

Legislative Day No. 81-27

Date: September 15, 1981

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, THAT Harford County, Maryland is hereby authorized and empowered to issue and sell its industrial development revenue bonds to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Flynn & Emrich Company of Baltimore City Project)", in the principal amount not exceeding Four Million Dollars (\$4,000,000.00), pursuant to the provisions of Section 266(A) to 266(I), inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol 1980 Cum, Supp.), as amended, in order to loan the proceeds thereof to Flynn & Emrich Company of Baltimore City, ("Owner"), for the sole and exclusive purpose of financing the acquisition by the Owner of an industrial building including the acquisition of interests in real estate and the construction of improvements thereon and purchasing and installing equipment therein in Harford County, Maryland, as provided in this Ordinance; making certain legislative findings, among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenues derived from payments by the Owner to Harford County, Maryland, (ii) any and all monies realized from the sale of collateral and (iii) any other funds available for such purpose and (b) shall not ever constitute, within the meaning of any constitutional or charter provision or otherwise, (i) an indebtedness of

1 Harford County, Maryland, or of any other political
2 subdivision (ii) a charge against the general credit or
3 taxing powers of Harford County, Maryland; authorizing the
4 private (negotiated) sale of such industrial development
5 revenue bonds; prescribing certain details pertaining to
6 such industrial development revenue bonds, including
7 (without limitation) (a) that the amount, dates and maturity
8 schedule of such industrial development revenue bonds, the
9 interest rate to be paid on such industrial development
10 revenue bonds, the prepayment penalty provision, if any,
11 relating to such industrial development revenue bonds, the
12 denomination of the bonds, the terms, conditions and
13 security for such industrial development revenue bonds,
14 including the authorization, execution and delivery of
15 the various documents necessary or appropriate in connection
16 with such industrial development revenue bonds shall be
17 approved by resolution of the Harford County Council, and
18 (b) the form and tenor of such industrial development revenue
19 bonds; authorizing the execution of the statement of election
20 required by Section 103(b)(6)(D) of the Federal Internal
21 Revenue Code of 1954, as amended; and generally providing
22 for and determining various matters in connection with
23 the authorization, issuance, security, sale and payment of
24 such industrial development revenue bonds; and providing for
25 the method(s) for determining the principal amount of the
26 bonds not exceeding \$4,000,000.00, payment dates, maturity
27 schedule, interest rates, prepayment penalties, denomination
28 of bonds and the terms, conditions and security for the
29 bonds including authorization, execution and delivery of
30 documents necessary or appropriate in connection with the
31 bonds and/or the security therefor, pursuant to resolution(s)
32 approved by the Harford County Council.

RECITALS

Sections 266(A) to 266(I), inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1980 Cum. Supp.) as amended, (the "Act") empowers all the Counties and Municipalities of the State of Maryland to issue revenue bonds and to loan the proceeds of sale of such revenue bonds to an industrial concern to finance the acquisition (as defined in the Act) by such industrial concern of industrial buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State, to encourage the increase of industry and a balanced economy in the State, to assist in the retention of existing industry in the State through the control, reduction or abatement of pollution of the environment (where the proceeds of bonds are used for that purpose), to promote economic development, to promote natural resources and, in this manner, to promote the health, welfare and safety of the residents of each of the Counties and Municipalities of the State of Maryland.

Harford County, Maryland, (the "County") has determined to issue and sell its Harford County, Maryland Industrial Development Bonds (Flynn & Emrich Company of Baltimore City, Project), in an amount not exceeding \$4,000,000.00 (the "Bonds") and to loan ("Loan") the proceeds of the Bonds to the Owner, an industrial concern as mentioned in the Act, on the terms and conditions set forth in agreements to be entered into by and between the County, the Owner and others (the "Agreements"), as provided by this Ordinance and in resolutions to be passed from time to time by the County Council of Harford County, Maryland, in order to finance the acquisition (within the meaning of the

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AS AMENDED

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1 Act) by the Owner of a certain industrial building (within
2 the meaning of the Act) ~~and-to-purchase-and-install-equipment~~
3 ~~therein-in-Harford-County, Maryland~~ (the "Industrial Building"),
4 and thereby relieve conditions of unemployment in the State of
5 Maryland and in Harford County, Maryland, and thus encourage
6 economic development and protect the health, welfare and safety
7 of the citizens of the State of Maryland and Harford County,
8 Maryland.

9 The Bonds will be sold at private (negotiated) sale
10 to Maryland National Bank ~~(the-"Bank")~~ AND TO THE BANK OF
11 HANOVER AND TRUST COMPANY (COLLECTIVELY THE "BANKS") or any other
12 purchaser approved by resolution of the Harford County Council.

13 The Owner will execute and deliver or cause to
14 be executed and delivered (a) a deed of trust and/or an
15 assignment and security agreement conveying the Industrial
16 Building as security for the Loan (b) such other Agreements
17 as may be necessary or appropriate to accomplish the
18 foregoing and/or to provide security for the purchasers of
19 the Bonds and to indicate that the issuance and sale of
20 the Bonds and the execution and delivery of the Agreements
21 are to be without any liability of any kind on the part of the
22 County.

23 The County received a letter of intent from the
24 Owner dated September 4, 1981 (the "Letter of Intent"),
25 requesting the County to participate in the financing of
26 the acquisition of the Industrial Building in an amount not
27 to exceed "\$4,000,000. The Letter of Intent was approved
28 by the County Council of Harford County, Maryland, (the
29 "County Council") by Resolution Number 37-81, adopted on
30 September 8, 1981 and accepted by the County Executive and
31 the President of the County Council on September 8, 1981,
32 subject to the adoption of this Ordinance.

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AS AMENDED

1 NOW, THEREFORE, in accordance with the terms and
2 provisions of the Act and the Charter of Harford County,
3 Maryland:

4 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
5 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act,
6 it is hereby found and determined as follows:

7 1. The issuance and sale of the Bonds by the County
8 in order to lend the proceeds thereof to the Owner pursuant
9 to the Act for the sole and exclusive purpose of financing
10 the acquisition and improvement of the Industrial Building
11 (within the meaning of the Act) will facilitate and expedite
12 the acquisition of the Industrial Building by the Owner.
13 The Industrial Building will consist of approximately 6.02
14 acres of land in the Riverside Business Park, presently
15 owned by Bata Land Co., Inc., on Route 40 in Belcamp, Harford
16 County, Maryland, the construction of a foundry and other
17 improvements and the installation of equipment to be used
18 in the business of the Owner.

19 2. The acquisition of the Industrial Building by
20 the owner and the financing of the Industrial Building as
21 provided in this Ordinance will promote the declared
22 legislative purposes of the Act by (a) sustaining jobs and
23 employment, thus relieving conditions of unemployment in
24 the State of Maryland and in Harford County, Maryland;
25 (b) encouraging the increase of industry and a balanced
26 economy in the State of Maryland and in Harford County,
27 Maryland; (c) assisting in the retention of existing industry
28 in the State of Maryland and in Harford County, Maryland;
29 (d) promoting economic development; and (e) promoting the
30 health, welfare and safety of the residents of Harford
31 County, Maryland, and in the State of Maryland; and it is
32 further declared that an emergency exists in the County

1 with respect to a need for an increase in jobs and
2 employment and a need to increase economic and industrial
3 development.

4 3. It is in the best interests of the citizens of
5 the County to finance the acquisition of the Industrial
6 Building by a loan to the Owner.

7 4. Neither the Bonds nor the interest thereon will
8 constitute (a) a general obligation of the County or (b) a
9 charge against or pledge of the general credit or taxing
10 powers of the County within the meaning of the Constitution
11 of Maryland or any constitutional, statutory or charter
12 provision or limitation, and neither shall ever constitute
13 or give rise to any pecuniary liability on the part of the
14 County. The principal of and interest on the Bonds shall be
15 payable from and secured by (a) an assignment of the
16 revenues realized and the collateral pledged, under the
17 Loan Agreement; and (b) such other Agreements as may be
18 necessary or appropriate. The principal amount of the
19 Loan and the repayments to be made by the Owner pursuant
20 to the Loan Agreement authorized will be paid directly
21 to the Bank as agent for the holders of the Bonds.
22 No such monies will be comingled with the County's
23 funds or will be subject to the absolute control of the
24 County, but only to such limited supervision and checks as
25 are deemed necessary or desirable by the County to insure
26 that the proceeds of the Bonds are used to accomplish the
27 public purpose of the Act and this Ordinance. The
28 transactions authorized hereby do not constitute the
29 acquisition of property for public use or the purchase
30 of equipment for public use. The public purposes expressed
31 in the Act are to be achieved by facilitating the acquisition
32

BOOK 7 PAGE 119

1 of the Industrial Building by the Owner.

2 5. The security for the Bonds shall be solely and
3 exclusively (a) the absolute, irrevocable and unconditional
4 obligation of the Owner to make the payments required by the
5 Loan Agreement and (b) monies realized from any and all
6 collateral (including the Industrial Building) pledged as
7 security for the Loan.

8 6. None of the receipts and revenues of the County
9 from the Bonds or the Agreements shall be set aside as a
10 depreciation account (mentioned in the Act).

11 7. The best interests of the County will be served
12 by selling the Bonds to ~~Maryland-National-Bank~~ THE BANKS or other
13 purchaser approved by resolution of the Harford County Council
14 at private (negotiated) sale, as authorized by the Act, upon
15 the terms and ~~conditions~~ CONDITIONS approved by the County as
16 set forth in this Ordinance.

17 Section 2. BE IT FURTHER ENACTED BY THE COUNTY
18 COUNCIL OF HARFORD COUNTY, MARYLAND, that subject to the
19 provisions of this Ordinance, the County is authorized and
20 empowered, pursuant to the Act, to issue and sell its Harford
21 County, Maryland Industrial Development Revenue Bonds
22 (Flynn & Emrich Company of Baltimore City Project), in a
23 principal amount not to exceed Four Million Dollars (\$4,000.000),
24 such Bonds to be solely and exclusively payable from revenue
25 derived by the County from payments on the Loan by the Owner,
26 and secured as provided herein. The Bonds shall be designated
27 "Harford County, Maryland, Industrial Development Revenue Bonds
28 (Flynn & Emrich Company of Baltimore City Project)", shall
29 bear interest and be payable as provided in subsequent adminis-
30 trative resolutions approved by the Harford County Council, and
31 shall be in substantially the form as may be approved by adminis-
32 trative resolutions of the Harford County Council.

1 Section 4. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that, in consideration
3 of the purchase and acceptance of the Bonds by those who
4 shall hold the same from time to time, (i) this Ordinance
5 shall be deemed to be and shall constitute a contract between
6 the County and the holder from time to time of the Bonds; and
7 (ii) the agreements described herein and the covenants to be
8 performed by or on behalf of the County shall be for the
9 benefit, protection and security of the holder of the Bonds.

10 Section 5. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, simultaneously
12 with the issuance and sale of the Bonds, the County will,
13 pursuant to the terms of the Agreements and the Act, cause
14 the proceeds of sale thereof to be applied to the acquisition
15 of the Industrial Building in accordance with the provisions
16 of the Act, this Ordinance and the Resolutions.

17 The proceeds of the Bonds shall be advanced as
18 provided in the Agreements and, in order to insure that such
19 proceeds will be used for the purposes set forth in the Act,
20 the County shall deposit such proceeds with ~~the-trustees-under~~
21 ~~the-Trust-Agreement~~ MARYLAND NATIONAL BANK AS TRUSTEE (THE
22 "TRUSTEE"), and as provided in the Agreements, ~~such-Trustees~~
23 ~~will~~ THE TRUSTEE MAY hold, invest and disburse such proceeds as
24 herein and in the Agreements provided.

25 Section 6. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
27 that it will promptly pay the principal of and interest on the
28 Bonds and premium, if any, at the place, on the dates and in
29 the manner provided in this Ordinance and in the Bonds according
30 to their true intent and meaning; provided that the Bonds,
31 together with interest thereon, shall be the limited obligation
32 of the County payable solely from the monies derived from (a)

1 the Loan-Agreement AGREEMENTS and the sale of any collateral
2 pledged thereunder, and (b) all other security referred to in
3 this Ordinance, and shall be a valid claim of the holder thereof
4 only against such monies, which monies shall be used for no
5 other purpose than to pay the principal of and interest on the
6 Bonds and expenses authorized by the Act (except as may be
7 otherwise expressly authorized in this Ordinance). Neither
8 the Bonds nor the interest payable thereon shall ever constitute
9 an indebtedness or a charge against the general credit or taxing
10 powers of the County within the meaning of any constitutional
11 or charter provision or statutory limitation and neither shall
12 ever constitute or give rise to any pecuniary liability of the
13 County.

14 Section 7. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the Bonds
16 and the interest thereon shall be made to the registered owner
17 thereof by the ~~Bank-as-agent-for-the-holder-of-the-Bonds~~ TRUSTEE.
18 All payments of principal, interest and other charges required
19 by this Ordinance or the Bonds shall be made to the ~~Bank-as~~
20 ~~agent-for-the-holder(s)-of-the-Bonds~~ TRUSTEE at the office of
21 the Bank, Maryland National Bank, Baltimore, Maryland, in
22 lawful money of the United States of America, in immediately
23 available funds. Interest on the Bonds shall be calculated
24 on the basis of a 360-day year factor to be applied to actual
25 days elapsed. If any principal and/or interest payment on the
26 Bonds falls due on a Saturday, Sunday or public holiday at the
27 place of payment thereof, then such date shall be extended to
28 the next succeeding full banking day at such place.

29 When the principal of and interest on the Bonds shall
30 have been fully paid, the Bonds shall forthwith be surrendered
31 to the Bond Registrar for cancellation.
32

1 Section 8. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall
3 be registered as to both principal and interest. The Bank
4 TRUSTEE shall serve as Bond Registrar, and it shall keep at its
5 principal office, for so long as the Bonds remain outstanding,
6 books for the registration and transfer of the Bonds.

7 The Bonds shall be transferable only upon the books
8 maintained by the Bond Registrar by the registered owner
9 thereof in person or by his attorney duly authorized in
10 writing, upon surrender thereof together with a written
11 instrument of transfer satisfactory to the Bond Registrar
12 duly executed by the registered owner or his duly authorized
13 attorney.

14 The County, the Bank-as-agent-for-the-holder-of-the
15 Bonds TRUSTEE and the Bond Registrar may deem and treat the
16 person in whose name the Bonds shall be registered as the
17 absolute owner of the Bonds, whether the Bonds shall be
18 overdue or not, for the purpose of receiving payment of, or
19 on account of, the principal of and interest on the Bonds and
20 for all other purposes, and all such payments so made to
21 such registered owner or upon his order shall be valid and
22 effectual to satisfy and discharge the liability upon the
23 Bonds to the extent of the sum or sums so paid, and neither
24 the County nor the Bank nor the Bond Registrar shall be
25 affected by any notice to the contrary.

26 The Bonds shall be in the denomination of Five Thousand
27 Dollars (\$5,000) each or in such other denomination as may be
28 approved in the Resolution(s) adopted by the Harford County Council.

29 Section 9. BE IT FURTHER ENACTED BY THE COUNTY
30 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
31 to assist in the financing of the Industrial Building for the
32 Owner in an amount not to exceed Four Million Dollars

1 (\$4,000,000.00) as described generally in the Letter of
2 Intent, by authorizing the issuance and sale of the Bonds
3 pursuant to the Act, and by using the proceeds thereof for
4 the purposes described in this Ordinance and in the ~~agreements~~
5 AGREEMENTS for financing of the acquisition of an Industrial
6 Building, including the Loan Agreement and other documents as may
7 be approved by Resolutions adopted by the Harford County Council,
8 the Bond to be secured solely as hereinabove provided in this
9 Ordinance. This Ordinance is adopted as a material inducement
10 to the Owner to acquire and construct the Industrial Building
11 in Harford County, Maryland.

12 Section 10. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
13 OF HARFORD COUNTY, MARYLAND that, the execution and delivery of
14 the Bonds, the ~~agreements~~ AGREEMENTS, and all other documents
15 necessary to evidence and secure the Bonds and the Agreements
16 are hereby authorized. The Bonds and other Agreements shall
17 be executed on behalf of the County by the County Executive
18 of the County by his signature, and the corporate seal of
19 the County shall be impressed or otherwise reproduced thereon
20 and attested by the Director of Administration of the County
21 by his manual signature. In case any officer whose
22 signature shall appear on the Bonds or any of the aforesaid
23 documents shall cease to be such officer before the delivery
24 of the Bonds or any of the other documents aforesaid, such
25 signature shall nevertheless be valid and sufficient for all
26 purposes, the same as if such officer had remained in office
27 until delivery. The County Executive, the Director of
28 Administration and other officials of the County shall do all
29 such acts and things and execute such supporting documents
30 and certificates as may be necessary to carry out and comply
31 with the provisions hereof, including, but not limited to,
32 the statement of election required by Section 103(b)(6)(D) of

1 the Federal Internal Revenue Code of 1954, as amended. Before
2 the execution and delivery of the Bonds by the County
3 Executive ~~to the Bank as agent for the holder of the Bonds,~~
4 the County shall have received a certificate signed by an
5 officer of ~~the Bank and the Company~~ EACH OF THE BANKS and
6 satisfactory to counsel for the County stating that (a) the Bank
7 has purchased the Bond as a commercial investment and not with
8 a view to redistribute the same to the general public, and (b)
9 the Bank has not relied upon the County or its agents for or
10 received from the County or its agents any information concerning
11 the financial condition of other information of Flynn & Emrich
12 Company of Baltimore City.

13 Section 11. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
15 this Ordinance are severable, and if any provision, sentence,
16 clause, section or part thereof is held illegal, invalid or
17 unconstitutional or inapplicable to any person or circumstances,
18 such illegality, invalidity, unconstitutionality or
19 inapplicability shall not affect or impair any of the remaining
20 provisions, sentences, clauses, sections, or parts of this
21 Ordinance or their application to other persons or circumstances.
22 It is hereby declared to be the legislative intent that this
23 Ordinance would have been passed if such illegal, invalid or
24 unconstitutional provisions, sentence, clause, section or part
25 had not been included herein, and if the person or circumstances
26 to which this Ordinance or any part hereof are inapplicable had
27 been specifically exempted herefrom.

28 Section 12. BE IT FURTHER ENACTED BY THE COUNTY
29 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council
30 of Harford County, Maryland, by administrative resolution, may change
31 the amount of Bonds to be sold but not in excess of Four Million
32

1 Dollars (\$4,000,000.00), provide for the maturity schedule of
2 the Bonds, the interest payable on the Bonds, the date of the
3 Bonds, THE ISSUANCE OF THE BONDS IN ONE OR MORE SERIES, the dates
4 of payment of interest and principal on the Bonds, provide for
5 prepayment provisions with respect to payment of the Bonds prior
6 to their maturity and provide for the execution of any and all
7 agreements necessary or appropriate to accomplish the issuance
8 and sale of the Bonds, in the manner herein described or in any
9 other manner consistent with Sections 266(A) to 266(I), inclusive,
10 of Article 41 of the Annotated Code of Maryland (1978 Repl.
11 Vol. 1980 Cum. Supp.), so long as the County has no pecuniary
12 liability with respect to the payment of principal and interest
13 on the Bonds.

14 Section 13. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
16 the County, including the expenses of private attorneys
17 employed by the County in connection with the issuance and
18 sale of the Bonds shall be paid by Flynn & Emrich Company of
19 Baltimore City.

20 Section 14. BE IT FURTHER ENACTED BY THE COUNTY
21 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
22 Building and the sale of the Bonds therefor shall not constitute
23 a capital project within the meaning of the Harford County
24 Charter or Code.

25 Section 15. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Owner shall
27 pay or make arrangements for the payment of any taxes,
28 assessments or charges which may be lawfully levied, assessed
29 or charged against the Industrial Building and the land
30 underlying the Industrial Building, or, in the event such
31 charge may not be made due to ownership of legal title by
32 the County, the Owner agrees to make payments to or make

1 arrangements for the payment to the County of amounts equal
2 to taxes which the County would otherwise have the right to
3 assess.

4 Section 16. BE IT FURTHER ENACTED BY THE COUNTY
5 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
6 indemnity, defense and hold harmless agreement shall be
7 executed by the Owner, in form and substance satisfactory
8 to counsel for the County, as provided in the Letter of
9 Intent, prior to the issuance of the Bonds.

10 Section 17. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when
12 issued, shall be executed in the name of Harford County,
13 Maryland, by the facsimile or manual signature of the County
14 Executive of Harford County, Maryland, and a facsimile of the
15 corporate seal of the County shall be imprinted on each of
16 the Bonds attested by the manual signature of the Director
17 of Administration of Harford County. The facsimiles of said
18 signature and said seal shall be engraved, printed or
19 lithographed on each of the Bonds in accordance with and
20 pursuant to the authority of Section 13-18, inclusive,
21 of Article 31 of the Annotated Code of Maryland (1976 Repl.
22 Vol., 1980 Supp.).

23 Section 18. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
24 OF HARFORD COUNTY, MARYLAND, that the Bonds must be issued and
25 sold within six (6) months from the date on which this
26 Ordinance becomes law; provided, however, that the County
27 Council after a showing of good cause after a public hearing
28 held before the County Council prior to or after the expiration
29 of such six (6) month period, may extend the period during
30 which the Bonds may be issued and sold for such addi-
31 tional terms not to exceed six (6) months from the date on
32 which the first six (6) month period expired. The County

1 Council, in its sole discretion, shall determine the sufficiency,
2 or lack thereof, of the reasons presented for any requested
3 extension of the six (6) month period. If an extension is
4 granted, notice of such extension and the reasons therefor
5 must be sent to the County Executive. If the Bonds are not
6 issued and sold within said six (6) month period or any
7 approved extension thereof, the authority provided in this
8 Ordinance for the County to issue and sell the Bonds shall
9 expire.

10 Section 19. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance has
12 no financial impact on Harford County, Maryland and, therefore,
13 there is no requirement for a fiscal impact note.

14 Section 20. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance is
16 declared to be an emergency measure affecting the public health,
17 safety and welfare, and also as determined in the preamble and
18 Section 1 of this Ordinance, and shall take effect on the
19 date it becomes law.

20 EFFECTIVE: October 20, 1981

21 The Secretary of the Council
22 does hereby certify that fifteen
23 (15) copies of this Bill are
24 immediately available for
distribution to the public and
the press.

25 Angela Markowski
26 Secretary

81-67

AS AMENDED

BOOK 7 PAGE 128

BY THE COUNCIL

Read the third time., BILL NO. 81-67 (as amended)

Passed LSD 81-29 (October 13, 1981) (with amendments) .~~Passed XXX Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Brown
County ExecutiveDate October 20, 1981

BY THE COUNCIL

This Bill (No. 81-67 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16, 1982 at 1:00 P.M.
Liber 7 Folio 110 & examined per
H. Douglas Chittenden, Clerk, Harford Co.

81-67

AS AMENDED

BOOK 7 PAGE 129
COUNTY COUNCIL

OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-68 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-27 Date September 15, 1981

AN ACT to repeal Sections 2-241 through 2-244, heading, Board of Library Trustees of Article 12, heading, Agencies, Boards, Commissions and Committees of Chapter 2, heading, Administration, all part of the Harford County Code as amended and to add new Article 16, heading, Harford County Library Board to Chapter 2, heading, Administration, all part of the Harford County Code as amended; to provide for the establishment of the Harford County Board of Library Trustees as a qualified County agency; to provide that a board of trustees be created to govern the library system in Harford County; to provide for the Board's powers and duties; and generally relating to the operation of public libraries in Harford County, Maryland.

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: . October 13, 1981

at: 6:30 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 130

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Sections 2-241 through 2-244, heading, Board of
3 Library Trustees, of Article 12, heading, Agencies, Boards,
4 Commissions and Committees, of Chapter 2, heading, Administration,
5 all part of the Harford County Code as amended, be, and they are
6 hereby repealed and that new Article 16, heading, Harford County
7 Library Board, be, and it is hereby added to Chapter 2, Adminis-
8 tration, of the Harford County Code as amended, to stand in lieu
9 of the sections repealed, all to read as follows:

10 [Section 2-241. Establishment, Board of Library Trustees.

11 (a) The Board of Library Trustees for Harford County,
12 Maryland, is hereby recognized as the legally constituted Board
13 of Library Trustees for the County and are hereby re-established
14 and established as the Board of Library Trustees for Harford
15 County, Maryland, pursuant to the provisions of Article 77,
16 Section 171(b) of the Annotated Code of Maryland; with the
17 express authority and duty to exercise all the functions,
18 powers, duties and responsibilities stated in Article 77, supra,
19 as may be amended from time to time by the State Legislature or
20 County Council.

21 Section 2-242. Board of Library Trustees - Appointment,
22 Composition, Terms, Vacancies, and Meetings.

23 (a) The appointment, composition, terms, vacancies,
24 and meetings of the Board shall be as provided in Section 172
25 of Article 77, supra, as amended from time to time by the
26 State Legislature or County Council.

27 (b) The terms of the members of the Board shall be
28 for a period of five (5) years.

29 (c) The existing members of the Board shall continue
30 to serve their existing term and such terms shall be for
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1 a period of five (5) years from the date of their appointment
2 to their present terms.

3 (d) If a vacancy occurs prior to the expiration of a
4 member's term, a successor shall be appointed to fill the
5 unexpired term.

6 Section 2-243. Agency Relationship with Harford County,
7 Maryland; Procurement.

8 (a) While the Board becomes a County agency, this
9 relationship is narrow and limited in scope by Article 77,
10 supra.

11 (b) For the purpose of procuring the services of
12 architects, engineers, and other consultants and for all
13 contracts for the purchase of land and the erection of
14 structures thereon, the Board of Library Trustees shall be
15 deemed to be an agency of Harford County, Maryland, and
16 subject to the procurement laws of Harford County, Maryland.
17 Otherwise, the Board shall not be deemed as an agency of
18 Harford County for the purposes of the procurement laws of
19 Harford County, Maryland.

20 Section 2-244. Ratification of Past Acts.

21 (a) All known contracts, obligations, and expenditures
22 of the past and presently existing Boards are hereby ratified
23 and acknowledged to be duly authorized and legal contracts,
24 obligations and expenditures of the Board of Library Trustees
25 and Harford County, Maryland.]

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1 CHAPTER 2.

2 ARTICLE 16.

3 SECTION 2-280. HARFORD COUNTY BOARD OF LIBRARY TRUSTEES, CREATED.

4 (a) THE HARFORD COUNTY BOARD OF LIBRARY TRUSTEES IS HEREBY
5 CREATED AS AN AGENCY OF HARFORD COUNTY, MARYLAND PURSUANT TO THE
6 EDUCATION ARTICLE, SECTION 23-301(b)(2) OF THE ANNOTATED CODE OF
7 MARYLAND.

8 SECTION 2-281. BOARD OF LIBRARY TRUSTEES.

9 (a) COMPOSITION.

10 (1) THE HARFORD COUNTY BOARD OF LIBRARY TRUSTEES SHALL
11 CONSIST OF SEVEN (7) MEMBERS APPOINTED BY THE COUNTY EXECUTIVE
12 AND CONFIRMED BY THE COUNTY COUNCIL.

13 (2) THE COUNTY EXECUTIVE SHALL APPOINT BOARD MEMBERS
14 FROM A LIST OF NAMES NOMINATED BY THE BOARD. THE BOARD SHALL
15 NOMINATE AT LEAST THREE (3) PEOPLE FOR EVERY VACANCY.

16 (b) QUALIFICATIONS. THE MEMBERS OF THE BOARD SHALL BE:

17 (1) RESIDENTS OF HARFORD COUNTY.

18 (2) APPOINTED ON THE BASIS OF CHARACTER, ABILITY
19 AND DEMONSTRATED INTEREST IN LIBRARY MATTERS.

20 (3) REPRESENTATIVE OF THE AREAS THE LIBRARY SYSTEM
21 SERVES.

22 (c) TERM AND VACANCIES.

23 (1) EACH MEMBER OF THE BOARD SHALL SERVE FOR A TERM OF
24 FIVE (5) YEARS. THESE TERMS SHALL BE STAGGERED AS REQUIRED BY
25 THE TERMS OF THE MEMBERS SERVING ON THE BOARD AS OF JULY 1, 1981.

26 (2) A MEMBER MAY BE REAPPOINTED, BUT MAY NOT SERVE
27 MORE THAN TWO (2) CONSECUTIVE FIVE (5) YEAR TERMS.

28 (3) A MEMBER APPOINTED TO FILL A VACANCY IN AN UNEX-
29 PIRE TERM SHALL SERVE FOR THE REMAINDER OF THAT TERM, AND MAY BE
30 REAPPOINTED TO TWO (2) FULL FIVE (5) YEAR TERMS THEREAFTER.

31 (d) COMPENSATION. EACH MEMBER OF THE BOARD SHALL SERVE
32 WITHOUT COMPENSATION.

1 SECTION 2-282. OFFICERS: MEETINGS: ATTENDANCE.

2 (a) EACH YEAR THE BOARD SHALL NOMINATE ONE (1) OF ITS MEMBERS
3 AS CHAIRPERSON, SUBJECT TO APPOINTMENT BY THE COUNTY EXECUTIVE AND
4 CONFIRMATION BY THE COUNTY COUNCIL. THE CHAIRPERSON SHALL SERVE
5 AS AGENCY HEAD IN ACCORDANCE WITH SECTION 313 OF THE CHARTER.

6 (b) THE BOARD MAY, WITHOUT CONFIRMATION, ELECT ANY OTHER
7 OFFICER IT DEEMS NECESSARY.

8 (c) MEETINGS GENERALLY - THE BOARD OF LIBRARY TRUSTEES SHALL
9 DETERMINE THE TIME AND PLACE OF ITS MEETINGS AND MAY ADOPT RULES
10 FOR THE CONDUCT OF ITS MEETINGS IN ACCORDANCE WITH SECTION 807
11 OF THE CHARTER.

12 (1) THE BOARD SHALL MEET AT LEAST ONCE EVERY THREE (3)
13 MONTHS.

14 (2) ANY FINAL ACTION OF THE BOARD SHALL BE TAKEN AT A
15 PUBLIC MEETING.

16 (3) THE MINUTES OF BOARD MEETINGS SHALL BE OPEN TO
17 THE PUBLIC.

18 (d) FAILURE OF MEMBERS TO ATTEND MEETINGS.

19 (1) A MEMBER OF THE BOARD OF LIBRARY TRUSTEES WHO
20 FAILS TO ATTEND AT LEAST HALF OF THE SCHEDULED MEETINGS OF THE
21 BOARD DURING ANY CALENDAR YEAR SHALL BE DEEMED TO HAVE TENDERED
22 HIS RESIGNATION FROM THE BOARD.

23 (2) THE CHAIRPERSON OF THE BOARD OF LIBRARY TRUSTEES
24 SHALL REPORT THE MEMBER'S NAME AND NONATTENDANCE TO THE COUNTY
25 EXECUTIVE BY JANUARY 15th OF THE FOLLOWING YEAR.

26 (3) THE COUNTY EXECUTIVE MAY REJECT THE RESIGNATION
27 IF THE MEMBER EXPLAINS THE NONATTENDANCE SATISFACTORILY.

28 (4) THE RESIGNATION IS EFFECTIVE FROM THE DATE OF THE
29 FINAL REVIEW BY THE COUNTY EXECUTIVE, WHICH SHALL BE WITHIN
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1 THIRTY (30) DAYS AFTER THE REPORT IS RECEIVED FROM THE CHAIRPERSON
2 OF THE BOARD OF LIBRARY TRUSTEES. THE COUNTY EXECUTIVE SHALL FILL
3 ANY RESULTING VACANCY AS PROVIDED IN SECTION 2-281.

4 SECTION 2-283. POWERS AND DUTIES OF THE BOARD.

5 (a) FREE SERVICE - THE BOARD OF LIBRARY TRUSTEES:

6 (1) SHALL ESTABLISH AND OPERATE THE LIBRARY TO PROVIDE
7 FREE SERVICE TO RESIDENTS OF HARFORD COUNTY; AND

8 (2) MAY PERMIT PERSONS OUTSIDE OF THE COUNTY TO USE THE
9 LIBRARY FACILITIES ON THE TERMS AND CONDITIONS IT DETERMINES.

10 (b) MANAGEMENT OF LIBRARY - THE BOARD OF LIBRARY TRUSTEES
11 SHALL:

12 (1) ESTABLISH AND OPERATE LIBRARIES AT ANY LOCATION IN
13 THE COUNTY;

14 (2) DETERMINE THE POLICY OF THE LIBRARY; AND

15 (3) ADOPT REASONABLE RULES AND REGULATIONS, AND BY-LAWS
16 FOR THE USE OF THE LIBRARY AND THE CONDUCT OF ITS BUSINESS IN
17 ACCORDANCE WITH SECTION 807 OF THE HARFORD COUNTY CHARTER.

18 (c) FISCAL MATTERS - THE BOARD OF LIBRARY TRUSTEES SHALL:

19 (1) ASSIST IN THE PREPARATION OF, AND APPROVE, THE
20 LIBRARY BUDGET, AS PREPARED BY THE DIRECTOR OF THE LIBRARY, AND
21 SHALL ANNUALLY SUBMIT A BUDGET TO THE COUNTY EXECUTIVE IN ACCOR-
22 DANCE WITH SECTION 504 OF THE CHARTER; AND

23 (2) RECEIVE, ACCOUNT FOR, CONTROL AND SUPERVISE, UNDER
24 THE RULES AND REGULATIONS OF THE COUNTY, THE SPENDING OF ALL FUNDS
25 RECEIVED BY THE LIBRARY.

26 (d) PROCUREMENT MATTERS - THE BOARD OF LIBRARY TRUSTEES SHALL:

27 (1) PROVIDE THAT PURCHASES OF GOODS AND SERVICES SHALL
28 BE MADE BY LIBRARY PERSONNEL WITH THE GENERAL ADVICE OF THE
29 DIRECTOR OF PROCUREMENT FOR HARFORD COUNTY; AND

30 (2) CONFORM TO THE REQUIREMENTS OF THE COUNTY PROCURE-
31 MENT LAW FOR THE PROCUREMENT OF ANY GOODS AND SERVICES FOR CAPITAL
32 PROJECTS.

1 (e) AUDIT AND ANNUAL REPORT - THE BOARD OF LIBRARY TRUSTEES
2 SHALL:

3 (1) MAKE AN ANNUAL REPORT TO THE COUNTY EXECUTIVE AND
4 COUNTY COUNCIL ON OR BEFORE NOVEMBER 1 OF EACH YEAR THAT SHOWS:

5 (i) THE AMOUNTS OF MONEY RECEIVED FROM THE
6 LIBRARY FUND AND OTHER RESOURCES;

7 (ii) THE ITEMIZED EXPENSES;

8 (iii) THE NUMBER OF BOOKS AND PERIODICALS THE
9 LIBRARY HAS; AND

10 (iv) ANY OTHER INFORMATION THE COUNTY EXECUTIVE
11 OR COUNTY COUNCIL MAY REQUIRE.

12 (2) THE LIBRARY OPERATIONS SHALL BE AUDITED ANNUALLY
13 IN ACCORDANCE WITH STANDARD GOVERNMENTAL AUDITING PROCEDURES.

14 (f) OTHER POWERS - THE BOARD OF LIBRARY TRUSTEES MAY:

15 (1) ACCEPT ANY GIFT, GRANT OR APPROPRIATION FOR LIBRARY
16 PURPOSES FROM ANY PERSON UNDER ANY APPROPRIATE TERMS AND CONDI-
17 TIONS;

18 (2) RECOMMEND TO THE COUNTY EXECUTIVE AND COUNTY COUNCIL
19 THE ACQUISITION, USE, OR CONVEYANCE OF PROPERTY, FOR ANY VALID
20 PURPOSE;

21 (3) SELECT THE LOCATION OF AND APPROVE PLANS FOR THE
22 ERECTION OF LIBRARY BUILDINGS IN ACCORDANCE WITH COUNTY LAWS
23 AND REGULATIONS; AND

24 (4) DO ANYTHING ELSE NECESSARY FOR THE PROPER CONTROL
25 AND DEVELOPMENT OF THE LIBRARY, CONSISTENT WITH COUNTY LAWS AND
26 REGULATIONS.

27 SECTION 2-284. LIBRARY PERSONNEL.

28 (a) APPOINTMENT OF PERSONNEL - THE BOARD OF LIBRARY TRUSTEES
29 SHALL:

30 (1) SELECT AND APPOINT A CERTIFIED PROFESSIONAL
31 LIBRARIAN AS DIRECTOR OF THE LIBRARY; AND
32

1 (2) UPON RECOMMENDATION OF THE DIRECTOR, APPOINT ANY
2 OTHER NECESSARY EMPLOYEES.

3 (b) PERSONNEL POLICIES - THE BOARD OF LIBRARY TRUSTEES:

4 (1) MAY ADOPT POLICIES FOR STAFF CLASSIFICATION, SALA-
5 RIES, BENEFITS, WORKING CONDITIONS, HIRING AND TERMINATION; OR

6 (2) MAY USE THE COUNTY PERSONNEL OFFICE AND THE
7 COUNTY PERSONNEL RULES AND REGULATIONS.

8 (c) QUALIFICATIONS OF PROFESSIONAL EMPLOYEES - EACH
9 APPOINTEE TO THE PROFESSIONAL LIBRARY STAFF SHALL HOLD A CERTI-
10 FICATE OR PROVISIONAL CERTIFICATE OF LIBRARY QUALIFICATIONS ISSUED
11 BY THE STATE SUPERINTENDENT OF SCHOOLS.

12 (d) LIBRARY BOARD EMPLOYEES SHALL NOT BE CONSIDERED COUNTY
13 EMPLOYEES BUT SHALL BE THE EMPLOYEES OF THE BOARD ITSELF.

14 (e) ONLY THE BOARD MAY TERMINATE THE EMPLOYMENT OF ANY OF
15 ITS EMPLOYEES.

16 (f) DUTIES OF LIBRARY DIRECTOR - THE DIRECTOR OF THE
17 LIBRARY SHALL:

18 (1) ACT AS THE GENERAL EXECUTIVE OFFICER OF THE
19 LIBRARY AND MANAGE ITS DAILY OPERATIONS UNDER BOARD POLICIES;

20 (2) PREPARE AND PRESENT TO THE BOARD FOR ITS APPROVAL
21 THE ANNUAL BUDGET; AND

22 (3) NOMINATE, FOR APPOINTMENT BY THE BOARD, ALL CLERICAL
23 AND PROFESSIONAL EMPLOYEES IN THE LIBRARY SYSTEM.

24 SECTION 2-285. VOLUNTEER AIDES.

25 THE BOARD OF LIBRARY TRUSTEES MAY USE VOLUNTEER AIDES. THESE
26 VOLUNTEER AIDES MAY NOT REPLACE LIBRARY PERSONNEL, BUT SHALL ASSIST
27 REGULAR PERSONNEL IN CARRYING OUT THEIR DUTIES. THE BOARD OF
28 LIBRARY TRUSTEES SHALL DEVELOP GUIDELINES FOR THE SELECTION AND
29 USE OF VOLUNTARY AIDES IN ITS LIBRARY SYSTEM. VOLUNTEER AIDES
30 SHALL BE CONSIDERED AGENTS OF THE BOARD OF LIBRARY TRUSTEES FOR
31
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1 THE LIMITED PURPOSE OF COMPREHENSIVE LIABILITY INSURANCE COVERAGE.
2 SECTION 2-286. RATIFICATION OF PAST ACTS.

3 ALL KNOWN CONTRACTS, OBLIGATIONS AND EXPENDITURES OF THE PAST
4 AND PRESENTLY EXISTING BOARDS OF LIBRARY TRUSTEES ARE HEREBY
5 RATIFIED AND ACKNOWLEDGED TO BE DULY AUTHORIZED AND LEGAL CON-
6 TRACTS, OBLIGATIONS AND EXPENDITURES OF THE BOARD OF LIBRARY
7 TRUSTEES OF THE COUNTY.

8 Section 2. *And Be It Further Enacted By The County Council Of*
9 *Harford County, Maryland,* that the existing members of the board
10 shall continue to serve their existing terms.

11 Section 3. *And Be It Further Enacted By The County Council Of*
12 *Harford County, Maryland,* that this Act shall take effect sixty
13 (60) calendar days from the date it becomes law.

14 EFFECTIVE: January 19, 1982
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BOOK 7 PAGE 138

BY THE COUNCIL

Read the third time, BILL NO. 81-68 (as amended)

Passed LSD 81-34 (November 17, 1981) (with amendments)~~XXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 18th day of November, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

James J. Bennett
County ExecutiveDate November 20, 1981

BY THE COUNCIL

This Bill (No. 81-68 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
November 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
HPC Liber 7 Folio 29 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 19, 1982

BOOK 7 PAGE 139

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 31-69Introduced by Council President HardwickeLegislative Day No. 81-27Date September 15, 1981

AN ACT to increase the compensation of the County Executive, to become effective immediately upon the next succeeding term of the Office of the County Executive.

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: October 13, 1981

at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland,* that an increase in the compensation for the County
3 Executive of Harford County, Maryland, is hereby established as
4 follows:

5 Section 2. Upon the next succeeding term of the Office of the
6 County Executive, the County Executive shall receive annual
7 compensation as follows:

8 Beginning on the first Monday in December of:

9	1982	\$38,500.00
10	1983	\$40,000.00
11	1984	\$41,500.00
12	1985	\$43,000.00

13 Section 3. *And Be It Further Enacted,* that if any section, clause,
14 phrase, word, provision or particular application of this act is
15 for any reason held invalid or unconstitutional by any Court of
16 competent jurisdiction, such section, clause, phrase, word,
17 provision or particular application shall be deemed a separate,
18 distinct and independent provision or application and such
19 holding shall not affect the validity of the remaining provisions
20 or subsequent application thereof.

21 Section 4. *And Be It Further Enacted,* that this Act take effect
22 sixty (60) calendar days from the date it becomes law.

23 EFFECTIVE: February 8, 1982
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25 The Secretary of the Council does hereby
26 certify that fifteen (15) copies of this Bill
27 are immediately available for distribution to
28 the public and the press.

29 Angela Markowski, Secretary
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BOOK 7 PAGE 141

BY THE COUNCIL

Read the third time, BILL NO. 81-69

Passed LSD 81-34 (November 17, 1981) ~~XXXXXXXXXXXX~~~~Failed of Passage~~

By order

Angela M. Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 18th day of November, 1981
at 3:00 o'clock P.M.

Angela M. Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

County Executive

Date _____

BY THE COUNCIL

This Bill (No. 81-69), having received neither the approval
nor the disapproval of the Executive within twenty-one (21) days
of its presentation, becomes law on December 10, 1981.

Angela M. Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
W. C. Liber 7 Folio _____ & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: February 8, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 31-70

County Council President Hardwicke at the
Introduced by request of the County Executive

Legislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations between Capital Projects in the 1981-1982 Water and Sewer Capital Fund; to provide that certain funds be transferred from the Sod Run Construction, Liquid Treatment Plant Project to the Sod Run Inspection Services Construction Management Project; to transfer additional local funds into the construction management account to pay additional monies for inspection and diving services.

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1981

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

81-70

Angela Markowski, Secretary

1 WHEREAS, the County Executive has recommended that
2 certain appropriations be transferred between certain Capital
3 Projects in the 1981-1982 Water and Sewer Capital Fund; and

4 WHEREAS, Sections 516 and 521 of the Charter of Harford
5 County, Maryland, require that such transfers be authorized by
6 legislative act of the County Council; and

7 WHEREAS, this request for a transfer conforms with Sections
8 516, 519 and 521 of the Charter of Harford County, Maryland.

9 NOW, THEREFORE,

10 Section 1. *Be It Enacted By The County Council Of Harford County,*
11 *Maryland,* that the 1981-1982 Water and Sewer Capital Fund, be,
12 and it is hereby amended by making an intra-budget transfer of
13 appropriation in the below listed amount for the purpose
14 detailed:

15 Transfer of Appropriation

16 From: Water and Sewer Capital Fund

17 Department of Public Works

18 Sod Run Construction

19 Liquid Treatment Plant (6364)

20 Account No. 81-03-02-63-64-03-XX-XX.....\$ 75,000.00

21 Total Appropriation Transfer.....\$ 75,000.00

22 To: Water and Sewer Capital Fund

23 Department of Public Works

24 Sod Run Inspection Services

25 Construction Management (6366)

26 Account No. 81-03-02-63-66-01-XX-XX.....\$ 75,000.00

27 Total Appropriation Request.....\$ 75,000.00

28 Section 2. *And Be It Further Enacted,* that this Act is hereby
29 declared to be an Emergency Act, necessary for the protection of
30 the public health, safety and welfare and the continued construc-
31 tion and implementation of the Sod Run Wastewater Treatment Plant
32 and shall take effect on the date it becomes law.

EFFECTIVE: October 20, 1981

81-70

BY THE COUNCIL

Read the third time, BILL NO. 81-70

Passed LSD 81-29 (October 13, 1981) ~~(with amendments)~~~~Failed XXXXXXXXXXXX~~

By order

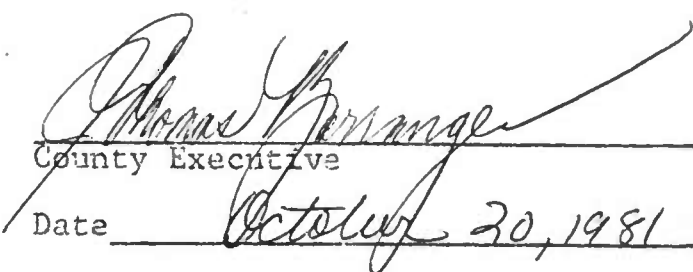
Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:


 County Executive
Date October 20, 1981

BY THE COUNCIL

This Bill (No. 81-70), having been approved by the
Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
744 Liber 7 Folio 139 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

BILL NO. 81-71

7 AM 145

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-71

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the Department of Community Services from unanticipated revenues received from the Maryland State Office on Aging; to provide funds to the Area Agency On Aging for the installation of an elevator for the St. Margaret's Convent (Senior Citizen's Center).

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1981

at: 6:30 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-71

1 WHEREAS, the County Executive has recommended an
 2 emergency appropriation of unanticipated grant revenues to
 3 the County Budget for the fiscal year ending June 30, 1982, and
 4 continuing thereafter in accordance with the terms of the grant;
 5 and

6 WHEREAS, the funds are part of the Maryland State Office On
 7 Aging grant; and

8 WHEREAS, the funds shall be used for the installation of an
 9 elevator for the St. Margaret's Convent (Senior Citizen's Center);
 10 and

11 WHEREAS, the appropriation of the funds is in accordance
 12 with the provisions of Section 518(b) of the Charter of Harford
 13 County, Maryland.

14 NOW, THEREFORE,
 15 Section 1. *Be It Enacted By The County Council Of Harford County,*
 16 *Maryland,* that the current expense budget for the fiscal year
 17 ending June 30, 1982, be, and it is hereby amended by making an
 18 emergency appropriation and expenditure from monies received from
 19 the State Government in the below listed amounts for the purpose
 20 detailed:

21 Appropriation:

22 General Capital Fund

23 Department of Community Services

24 Other Receivables

25 St. Margaret's Convent

26 Area Agency On Aging - Title IIIB (10/1/80 - 9/30/81)

27 Account No. 11-00-03-15-02-00-00-00.....\$ 7,500.00

28 Total Funds Receivable.....\$ 7,500.00

29 General Capital Fund

30 Department of Community Services

31 St. Margaret's Convent Project

32 Office On Aging

1 Account No. 71-06-15-00-05-03-03-XX.....S 7,500.00
2 Total Fund Expenditures.....S 7,500.00

3 Section 2. *And Be It Further Enacted*, that this Act is hereby
4 declared to be an Emergency Act, necessary for the protection
5 of the public health, safety and welfare, and for a vital County
6 project, and shall take effect on the date it becomes law.

7 EFFECTIVE: October 20, 1981

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9 The Secretary of the Council does hereby
10 certify that fifteen (15) copies of this Bill
11 are immediately available for distribution to
12 the public and the press.

13 Angela Markowski, Secretary
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BOOK 7 PAGE 148

BY THE COUNCIL

Read the third time., BILL NO. 81-71

Passed LSD 81-29 (October 13, 1981) ~~xxxxxx~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date October 20, 1981

BY THE COUNCIL

This Bill (No. 81-71), having been approved by the
Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Nec Liber 7 Folio 145 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-72Introduced by Councilman Hutchins and Council President Hardwicke at the request of the County ExecutiveLegislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Colgate Investments Project)" in a principal amount not to exceed Two Million Dollars (\$2,000,000) pursuant to the provisions of Section 266(A) to 266(I), inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1980 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the acquisition of an industrial building and the purchase and installation of equipment therein in Harford County, Maryland, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development bonds (a) shall be payable solely and only from (i) revenue derived from payments by Colgate Investments, a Maryland General Partnership, to Harford County, Maryland, on account of such loan, and (ii) any and all monies realized from the sale of the collateral as described herein; and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise, (i) indebtedness of Harford County, Maryland, or of any other political subdivision, (ii) a charge against the general credit or taxing powers of Harford County, Maryland; or (iii)

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1981at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1981 and concluded on October 13, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Bracketed] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

a capital project under the Charter or local laws of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including (without limitation) (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds and the amount of the industrial development revenue bonds to be sold (not exceeding (\$2,000,000); authorizing the execution of the statement of election required by Section 103(b)(6)(D) of the Federal Internal Revenue Code of 1954 as amended; providing for the method(s) for determining

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

the principal amount of the bonds not exceeding \$2,000,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security for the bonds including authorization, execution and delivery of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council; generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, indicating that this Ordinance has no financial impact on Harford County; and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-72

Legislative Day No. 81-27

Date: September 15, 1981

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND THAT Harford County, Maryland is hereby authorized and empowered to issue and sell its industrial development revenue bonds to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Colgate Investments Project)", in the principal amount not exceeding Two Million Dollars (\$2,000,000.00) pursuant to the provisions of Section 266(A) to 266(I), inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1980 Cum. Supp.), as amended, in order to loan the proceeds thereof to Colgate Investments, a Maryland General Partnership ("Owner"), for the sole and exclusive purpose of financing the acquisition by the Owner of a leasehold interest in an industrial building, the construction of certain improvements and purchasing and installing equipment therein, in Harford County, Maryland, as provided in this Ordinance; making certain legislative findings, among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenues derived from payments by the Owner to Harford County, Maryland, (ii) any and all monies realized from the sale of collateral and (iii) any other funds available for such purpose and (b) shall not ever constitute, within the meaning of any constitutional or charter provision or otherwise, (i) an indebtedness of Harford County, Maryland, or of any other political subdivision (ii) a charge against the general credit

BOOK 7 PAGE 153

1 or taxing powers of Harford County, Maryland; authorizing the
2 private (negotiated) sale of such industrial development
3 revenue bonds; prescribing certain details pertaining to
4 such industrial development revenue bonds, including (without
5 limitation) (a) that the amount, dates and maturity schedule
6 of such industrial development revenue bonds, the interest
7 rate to be paid on such industrial development revenue
8 bonds, the prepayment penalty provision, if any, relating to
9 such industrial development revenue bonds, the denomination
10 of the bonds, the terms, conditions and security for such
11 industrial development revenue bonds, including the
12 authorization, execution and delivery of the various documents
13 necessary or appropriate to effectuate the sale of the
14 industrial development revenue bonds and the execution of all
15 documents necessary or appropriate in connection with such
16 industrial development revenue bonds shall be approved by
17 resolution of the Harford County Council, and (b) the form
18 and tenor of such industrial development revenue bonds;
19 authorizing the execution of the statement of election
20 required by Section 103(b)(6)(D) of the Federal Internal
21 Revenue Code of 1954 as amended; and generally providing for and
22 determining various matters in connection with the
23 authorization, issuance, security, sale and payment of such
24 industrial development revenue bonds; and providing for the
25 method(s) for determining the principal amount of the bonds
26 not exceeding \$2,000,000.00, payment dates, maturity schedule,
27 interest rates, prepayment penalties, denomination of bonds
28 and the terms, conditions and security for the bonds including
29 authorization, execution and delivery of documents necessary
30 or appropriate in connection with the bonds and/or the
31 security therefor, pursuant to resolution(s) approved by the
32 Harford County Council.

RECITALS

Sections 266(A) to 266(I), inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1980 Cum. Supp.), as amended, (the "Act") empowers all the Counties and Municipalities of the State of Maryland to issue revenue bonds and to loan the proceeds of sale of such revenue bonds to an industrial concern to finance the acquisition (as defined in the Act) by such industrial concern of industrial buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State, to encourage the increase of industry and a balanced economy in the State, to assist in the retention of existing industry in the State through the control, reduction or abatement of pollution of the environment (where the proceeds of bonds are used for that purpose), to promote economic development, to promote natural resources and, in this manner, to promote the health, welfare and safety of the residents of each of the Counties and Municipalities of the State of Maryland.

Harford County, Maryland (the "County") has determined to issue and sell its Harford County, Maryland Industrial Development Revenue Bonds (Colgate Investments Project), in an amount not exceeding \$2,000,000.00 (the "Bonds") and to loan ("Loan") the proceeds of the Bonds to the Owner, an industrial concern as mentioned in the Act, on the terms and conditions set forth in agreements to be entered into by and between the County, the Owner and others (the "Agreements"), as provided by this Ordinance and in resolutions to be passed from time to time by the County Council of Harford County, Maryland, in order to finance the acquisition (within the meaning of the Act) by the Owner of a

1 certain industrial building (within the meaning of the Act)
2 in Harford County, Maryland (the "Industrial Building"),
3 and thereby relieve conditions of unemployment in the State
4 of Maryland and in Harford County, Maryland, and thus
5 encourage economic development and protect the health, welfare
6 and safety of the citizens of the State of Maryland and
7 Harford County, Maryland.

8 The Bonds will be sold at private (negotiated) sale
9 to Forest Hill State Bank (the "Bank") or any other purchaser
10 approved by resolution of the Harford County Council.

11 The Owner will execute and deliver or cause to be
12 executed and delivered (a) a deed of trust and/or an assignment
13 and security agreement conveying the Industrial Building as
14 security for the Loan (b) such other Agreements as may be
15 necessary or appropriate to accomplish the foregoing and/or
16 to provide security for the purchasers of the Bonds and to
17 indicate that the issuance and sale of the Bonds and the
18 execution and delivery of the Agreements are to be without
19 any liability of any kind on the part of the County.

20 The County received a letter of intent from the
21 Owner dated August, 10, 1981 (the "Letter of Intent"), requesting
22 the County to participate in the financing of the acquisition
23 of the Industrial Building in an amount not to exceed
24 \$2,000,000.00. The Letter of Intent was approved by the
25 County Council of Harford County, Maryland (the "County
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1 Council") by Resolution No. -81, adopted on August 11,
2 1981 and accepted by the County Executive and the President
3 of the County Council on August 11, 1981, subject to
4 the adoption of this Ordinance.

5 NOW, THEREFORE, in accordance with the terms and
6 provisions of the Act and the Charter of Harford County,
7 Maryland:

8 Section 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
9 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act,
10 it is hereby found and determined as follows:

11 1. The issuance and sale of the Bonds by the County
12 in order to lend the proceeds thereof to the Owner pursuant to
13 the Act for the sole and exclusive purpose of financing the
14 acquisition of a leasehold interest in and improvement of
15 the Industrial Building and acquisition of certain equipment
16 (within the meaning of the Act) will facilitate and expedite
17 the acquisition of the Industrial Building by the Owner.
18 The Industrial Building will consist of a leasehold interest
19 in a former Pantry Pride store containing approximately
20 22,578 square feet of store space located at 2113 Pulaski
21 Highway, Havre de Grace, Harford County, Maryland, on land
22 owned by National Realty and Development Corporation,
23 improvements in said store and the acquisition and
24 installation of certain equipment and machinery therein
25 to be used in the business of the Owner.

26 2. The acquisition of the Industrial Building by
27 the Owner and the financing of the Industrial Building as
28 provided in this Ordinance will promote the declared
29 legislative purposes of the Act by (a) sustaining jobs and
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1 and employment, thus relieving conditions of unemployment
2 in the State of Maryland and in Harford County, Maryland;
3 (b) encouraging the increase of industry and a balanced
4 economy in the State of Maryland and in Harford County,
5 Maryland; (c) assisting in the retention of existing
6 industry in the State of Maryland and in Harford County,
7 Maryland; (d) promoting economic development; and (e)
8 promoting the health, welfare and safety of the residents
9 of Harford County, Maryland and of the State of Maryland.

10 3. It is in the best interests of the citizens of
11 the County to finance the acquisition of the Industrial
12 Building by a loan to the Owner.

13 4. Neither the Bonds nor the interest thereon will
14 constitute (a) a general obligation of the County or (b) a
15 charge against or pledge of the general credit or taxing
16 powers of the County within the meaning of the Constitution
17 of Maryland or any constitutional, statutory or charter
18 provision or limitation, and neither shall ever constitute
19 or give rise to any pecuniary liability on the part of the
20 County. The principal of and interest on the Bonds shall be
21 payable from and secured by (a) an assignment of the
22 revenues realized and the collateral pledged under the
23 Loan Agreement, and (b) such other Agreements as may be
24 necessary or appropriate. The principal amount of the
25 Loan and the repayments to be made by the Owner pursuant
26 to the Loan Agreement authorized will be paid directly to
27 the Bank, as agent, to be held and disbursed for the holders
28 of the Bonds. No such monies will be commingled with the
29 County's funds or will be subject to the absolute control
30 of the County, but only to such limited supervision and checks
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1 as are deemed necessary or desirable by the County to insure
2 that the proceeds of the Bonds are used to accomplish the
3 public purposes of the Act and this Ordinance. The transactions
4 authorized hereby do not constitute the acquisition of property
5 for public use or the purchase of equipment for public use.
6 The public purposes expressed in the Act are to be achieved
7 by facilitating the acquisition of the Industrial Building
8 by the Owner.

9 5. The security for the Bonds shall be solely and
10 exclusively (a) the absolute, irrevocable and unconditional
11 obligation of the Owner to make the payments required by the
12 Loan Agreement and (b) monies realized from any and all
13 collateral (including the Industrial Building) pledged as
14 security for the Loan.

15 6. None of the receipts and revenues of the County
16 from the Bonds or the Agreements shall be set aside as a
17 depreciation account (mentioned in the Act).

18 7. The best interests of the County will be served
19 by selling the Bonds to Forest Hill State Bank or other
20 purchaser approved by resolution of the Harford County Council
21 at private (negotiated) sale, as authorized by the Act, upon
22 the terms and conditions approved by the County as set forth
23 in this Ordinance.

24 Section 2. BE IT FURTHER ENACTED BY THE COUNTY
25 COUNCIL OF HARFORD COUNTY, MARYLAND that, subject to the
26 provisions of this Ordinance, the County is authorized and
27 empowered pursuant to the Act, to issue and sell its Harford
28 County, Maryland Industrial Development Revenue Bonds
29 (Colgate Investments Project) in a principal amount not to
30 exceed Two Million Dollars (\$2,000,000.00), such Bonds to be
31 solely and exclusively payable from revenue derived by the
32 County from payments on the Loan by the Owner, and secured

BOOK 7 PAGE 159

1 as provided herein. The Bonds shall be designated "Harford
2 County, Maryland Industrial Development Revenue Bonds
3 (Colgate Investments Project)", shall bear interest and be
4 payable as provided in subsequent administrative resolutions
5 approved by the Harford County Council, and shall be in sub-
6 stantially the form as may be approved by administrative resolu-
7 tions of the Harford County Council.

1 Section 4. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that, in consideration
3 of the purchase and acceptance of the Bonds by those who shall
4 hold the same from time to time, (i) this Ordinance shall be
5 deemed to be and shall constitute a contract between the
6 County and the holder from time to time of the Bonds; and
7 (ii) the agreements described herein and the covenants to
8 be performed by or on behalf of the County shall be for the
9 benefit, protection and security of the holder of the Bonds.

10 Section 5. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, simultaneously with
12 the issuance and sale of the Bonds, the County will, pursuant
13 to the terms of the Agreements and the Act, cause the proceeds of
14 sale thereof to be applied to the acquisition and improvement
15 of the Industrial Building in accordance with the provisions
16 of the Act, this Ordinance and the Resolutions.

17 The proceeds of the Bonds shall be advanced as
18 provided in the Agreements in order to insure that
19 such proceeds will be used for the purposes set forth in the
20 Act.

21 Section 6. BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
23 that it will promptly pay the principal of and interest on
24 the Bonds, and premium, if any, at the place, on the dates and
25 in the manner provided in this Ordinance and in the Bonds
26 according to their true intent and meaning; provided that the
27 Bonds, together with the interest thereon, shall be the
28 limited obligation of the County payable solely from the
29 monies derived from (a) the Loan Agreement and the sale of
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1 any collateral pledged thereunder, and (b) all other security
2 referred to in this Ordinance, and shall be a valid claim of
3 the holder thereof only against such monies, which monies
4 shall be used for no other purpose than to pay the principal
5 of and interest on the Bonds and expenses authorized by the Act
6 (except as may be otherwise expressly authorized in this
7 Ordinance). Neither the Bonds nor the interest payable
8 thereon shall ever constitute an indebtedness or a charge
9 against the general credit or taxing powers of the County
10 within the meaning of any constitutional or charter provision
11 or statutory limitation and neither shall ever constitute
12 or give rise to any pecuniary liability of the County.

13 Section 7. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the
15 Bonds and the interest thereon shall be made to the registered
16 owner thereof by the Bank as agent for the holder of the Bonds.
17 All payments of principal, interest and other charges required
18 by this Ordinance or the Bonds shall be made to the Bank
19
20 as agent for the holders of the Bonds, in lawful money of
21 the United States of America, in immediately available funds.
22 Interest on the Bonds shall be calculated on the basis of
23 a 360-day year factor to be applied to actual days elapsed.
24 If any principal and/or interest payment on the Bonds falls
25 due on a Saturday, Sunday or public holiday at the place of
26 payment thereof, then such date shall be extended to the next
27 succeeding full banking day at such place.

28 When the principal of and interest on the Bonds
29 shall have been fully paid, the Bonds shall forthwith be
30 surrendered to the Bond Registrar for cancellation.

31 Section 8. BE IT FURTHER ENACTED BY THE COUNTY
32 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall be

1 registered as to both principal and interest. The Bank shall
2 serve as Bond Registrar, and it shall keep at its principal
3 office, for so long as the Bonds remain outstanding, books for
4 the registration and transfer of the Bonds.

5 The Bonds shall be transferable only upon the books
6 maintained by the Bond Registrar, by the registered owner
7 thereof in person or by his attorney duly authorized in writing,
8 upon surrender thereof together with a written instrument of
9 transfer satisfactory to the Bond Registrar duly executed by
10 the registered owner or his duly authorized attorney.

11 The County, the Bank as agent for the holder of the
12 Bonds and the Bond Registrar may deem and treat the person
13 in whose name the Bonds shall be registered as the absolute
14 owner of the Bonds, whether the Bonds shall be overdue or not,
15 for the purpose of receiving payment of, or on account of,
16 the principal of and interest on the Bonds and for all other
17 purposes, and all such payments so made to such registered
18 owner or upon his order shall be valid and effectual to
19 satisfy and discharge the liability upon the Bonds to the
20 extent of the sum or sums so paid, and neither the County nor
21 the Bank nor the Bond Registrar shall be affected by any
22 notice to the contrary.

23 The Bonds shall be in the denomination of Five
24 Thousand Dollars (\$5,000.00) each or in such other denomination
25 as may be approved in the Resolutions.

26 Section 9. BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
28 to assist in the financing of the Industrial Building for the
29 Owner in an amount not to exceed Two Million Dollars
30 (\$2,000,000.00) as described generally in the Letter of
31 Intent, by authorizing the issuance and sale of the Bonds
32 pursuant to the Act, and by using the proceeds thereof for

BOOK 7 PAGE 163

1 the purposes described in this Ordinance and in the agreements
2 for financing of the acquisition of an Industrial Building,
3 including the Loan Agreement and other documents as may be
4 approved by Resolutions adopted by the Harford County Council,
5 the Bond to be secured solely as hereinabove provided in this
6 Ordinance. This Ordinance is adopted as a material inducement
7 to the Owner to acquire and construct the Industrial Building
8 in Harford County, Maryland.

9 Section 10. BE IT FURTHER ENACTED BY THE COUNTY
10 COUNCIL OF HARFORD COUNTY, MARYLAND that, the execution and
11 delivery of the Bonds, the agreements, and all other documents
12 necessary to evidence and secure the Bonds and the Agreements
13 are hereby authorized. The Bonds and other Agreements shall be
14 executed on behalf of the County by the County Executive of
15 the County by his signature, and the corporate seal of the
16 County shall be impressed or otherwise reproduced thereon
17 and attested by the Director of Administration of the County
18 by his manual signature. In case any officer whose signature
19 shall appear on the Bonds or any of the aforesaid documents
20 shall cease to be such officer before the delivery of the
21 Bonds or any of the other documents aforesaid, such signature
22 shall nevertheless be valid and sufficient for all purposes,
23 the same as if such officer had remained in office until
24 delivery. The County Executive, the Director of Administration
25 and other officials of the County shall do all such acts and
26 things and execute such supporting documents and certificates
27 as may be necessary to carry out and comply with the
28 provisions hereof, including, but not limited to, the
29 statement of election required by Section 103(b)(6)(D) of the
30 Federal Internal Revenue Code of 1954, as amended. Before
31 the execution and delivery of the Bonds by the County
32 Executive to the Bank as agent for the holder of the Bonds,

1 the County shall have received a certificate signed by an
2 officer of the Bank and the Owner and satisfactory to counsel
3 for the County stating that (a) the Bank has purchased the
4 Bond as a commercial investment and not with a view to
5 redistribute the same to the general public, and (b) the
6 Bank has not relied upon the County or its agents for or
7 received from the County or its agents any information
8 concerning the financial condition or other information
9 of Colgate Investments, a Maryland General Partnership.

10 Section 11. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
12 this Ordinance are severable, and if any provision, sentence,
13 clause, section or part thereof is held illegal, invalid or
14 unconstitutional or inapplicable to any person or circumstances,
15 such illegality, invalidity, unconstitutionality or
16 inapplicability shall not affect or impair any of the remaining
17 provisions, sentences, clauses, sections, or parts of this
18 Ordinance or their application to other persons or
19 circumstances. It is hereby declared to be the legislative
20 intent that this Ordinance would have been passed if such
21 illegal, invalid or unconstitutional provisions, sentence,
22 clause, section or part had not been included herein, and
23 if the person or circumstances to which this Ordinance or any
24 part hereof are inapplicable had been specifically exempted
25 herefrom.

26 Section 12. BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council of
28 Harford County, Maryland, by administrative resolution may change
29 the amount of Bonds to be sold but not in excess of Two Million
30 Dollars (\$2,000,000.00), provide for the maturity schedule
31 of the Bonds, the interest payable on the Bonds, the date of
32 the Bonds, the dates of payment of interest and principal on

1 the Bonds, provide for prepayment provisions with respect
2 to payment of the Bonds prior to their maturity and provide
3 for the execution of any and all agreements necessary or
4 appropriate to accomplish the issuance and sale of the Bonds,
5 in the manner herein described or in any other manner
6 consistent with Sections 266(A) to 266(I), inclusive, of
7 Article 41 of the Annotated Code of Maryland (1978 Repl. Vol.
8 1980 Cum. Supp.), so long as the County has no pecuniary
9 liability with respect to the payment of principal and
10 interest on the Bonds.

11 Section 13. BE IT FURTHER ENACTED BY THE COUNTY
12 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
13 the County, including the expenses of private attorneys
14 employed by the County in connection with the issuance and
15 sale of the Bonds shall be paid by Colgate Investments,
16 a Maryland General Partnership.

17 Section 14. BE IT FURTHER ENACTED BY THE COUNTY
18 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
19 Building and the sale of the Bonds therefor shall not
20 constitute a capital project within the meaning of the
21 Harford County Charter or Code.

22 Section 15. BE IT FURTHER ENACTED BY THE COUNTY
23 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Owner shall pay
24 or make arrangements for the payment of any taxes, assessments
25 or charges which may be lawfully levied, assessed or charged
26 against the Industrial Building and the land underlying the
27 Industrial Building, or, in the event such charge may not be
28 made due to ownership of legal title by the County, the
29 Owner agrees to make payments to or make arrangements for the
30 payment to the County of amounts equal to taxes which the
31 County would otherwise have the right to assess.

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1 Section 16. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
3 indemnity, defense and hold harmless agreement shall be
4 executed by the Owner, in form and substance satisfactory to
5 counsel for the County, as provided in the Letter of Intent,
6 prior to the issuance of the Bonds.

7 Section 17. BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when
9 issued shall be executed in the name of Harford County,
10 Maryland, by the facsimile or manual signature of the County
11 Executive of Harford County, Maryland, and a facsimile of
12 the corporate seal of the County shall be imprinted on each
13 of the Bonds attested by the manual signature of the Director
14 of Administration of Harford County. The facsimiles of said
15 signature and said seal shall be engraved, printed or
16 lithographed on each of the Bonds in accordance with, and
17 pursuant to the authority of Section 13-18, inclusive, of
18 Article 31 of the Annotated Code of Maryland (1976 Repl. Vol.
19 1980 Supp.)

20 Section 18. BE IT FURTHER ENACTED BY THE COUNTY
21 COUNCIL OF HARFORD COUNTY, MARYLAND, that the Bonds must be
22 issued and sold within six (6) months from the date on which
23 this Ordinance becomes law; provided, however, that the County
24 Council after a showing of good cause after a public hearing
25 held before the County Council prior to or after the expiration
26 of such six (6) month period, may extend the period during
27 which the Bonds may be issued and sold for such additional
28 terms not to exceed six (6) months from the date on which the
29 first six (6) month period expired. The County Council, in
30 its sole discretion, shall determine the sufficiency, or lack
31 thereof, of the reasons presented for any requested extension
32 of the six (6) month period. If an extension is granted, notice

BET 7 OCT 1981

1 of such extension and the reasons therefor must be sent to the
2 County Executive. If the Bonds are not issued and sold within
3 said six (6) month period or any approved extension thereof,
4 the authority provided in this Ordinance for the County to
5 issue and sell the Bonds shall expire.

6 Section 19. BE IT FURTHER ENACTED BY THE COUNTY
7 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance has
8 no financial impact on Harford County, Maryland and, therefore,
9 there is no requirement for a fiscal impact note.

10 Section 20. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance is
12 declared to be an emergency measure affecting the public health,
13 safety and welfare as found and determined in the preamble and
14 in Section 1 of this Ordinance, and shall take effect on the
15 date it becomes law.

16 EFFECTIVE: October 20, 1981

17 The Secretary of the Council does
18 hereby certify that fifteen (15) copies of this
19 Bill are immediately available for distribution
20 to the public and the press.

21 Angela Markowski, Secretary
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BOOK 7 PAGE 168
BY THE COUNCIL

Read the third time, BILL NO. 81-72

Passed LSD 81-29 (October 13, 1981) ~~XXXXXX~~
~~XXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date October 30, 1981

BY THE COUNCIL

This Bill (No. 81-72), having been approved by the
Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
HPC Liber 7 Folio 149 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: October 20, 1981

BOOK 7 PAGE 169
COUNTY COUNCIL

CF

HARFORD COUNTY, MARYLAND

BILL NO. 81-73 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations
between Capital Projects in the 1981-1982 General
Capital Fund; to provide that certain funds be
transferred from the ~~Joepa~~ Havre de Grace Library
Project to the Jarrettsville-Fallston Library
Project; to provide funds for the architectural
work for the Fallston Library.

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1981

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on October 13, 1981
and concluded on October 13, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BOOK 7 PAGE 170

WHEREAS, the County Executive has recommended that certain appropriations be transferred between certain Capital Projects in the 1981-1982 General Capital Fund; and

WHEREAS, Sections 516 and 521 of the Charter of Harford County, Maryland, require that such transfers be authorized by legislative act of the County Council; and

WHEREAS, this request for a transfer conforms with Sections 516, 519 and 521 of the Charter of Harford County, Maryland.

NOW, THEREFORE,

Section 1. *Be It Enacted By The County Council Of Harford County, Maryland*, that the 1981-1982 General Capital Fund, be, and it is hereby amended by making an intra-budget transfer of appropriation in the below amount for the purpose detailed:

Transfer of Funds

From: General Capital Fund

County Library

Jeppa HAVRE DE GRACE Library Project

Account No.	71-06-20-00-02-00-11-XX.....	\$-20,000.00
	<u>71-06-20-00-06-00-11-XX.....</u>	<u>\$ 11,000.00</u>

Total Funds Transferred.....	\$-20,000.00
	<u>\$ 11,000.00</u>

To: General Capital Fund

County Library

Jarrettsville-Fallston Project

Account No.	71-06-20-00-04-11-XX.....	\$-20,000.00
		<u>\$ 11,000.00</u>

Total Funds Requested.....	\$-20,000.00
	<u>\$ 11,000.00</u>

BOOK 7 PAGE 171

1 Section 2. *And Be It Further Enacted*, that this Act is hereby
2 declared to be an Emergency Act, necessary for the protection
3 of the public health, safety and welfare and the construction
4 of the Jarrettsville-Fallston Library Project and shall take
5 effect on the date it becomes law.

6 EFFECTIVE: October 20, 1981

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BOOK 7 PAGE 172

BY THE COUNCIL

Read the third time, BILL NO. 81-73 (as amended)

Passed LSD 81-29 (October 13, 1981) (with amendments)~~EXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Ferrante
County ExecutiveDate October 20, 1981

BY THE COUNCIL

This Bill (No. 81-73 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Lib. 7 Folio 169 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

81-74

AS AMENDED

BOOK 7 PAGE 173

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-74 (AS AMENDED)

Introduced by Council Members Risacher and Rahll and Council
President Hardwicke at the request of the County Executive
Legislative Day No. 81-27 Date September 15, 1981

AN EMERGENCY ACT AUTHORIZING AND EMPOWERING HARFORD COUNTY,
MARYLAND TO ISSUE AND SELL, AS LIMITED OBLIGATIONS OF
THE COUNTY AND NOT UPON ITS FULL FAITH AND CREDIT, ITS
INDUSTRIAL DEVELOPMENT REVENUE BONDS, IN THE AGGREGATE
PRINCIPAL AMOUNT NOT TO EXCEED \$9,000,000, PURSUANT TO
SECTIONS 266A TO 266I, INCLUSIVE, OF ARTICLE 41 OF THE
ANNOTATED CODE OF MARYLAND, FOR THE PURPOSE OF FINANCING
THE ACQUISITION OF A CERTAIN INDUSTRIAL BUILDING TO BE
LOCATED AT MERCEDES DRIVE AND BRASS MILL ROAD IN THE
RIVERSIDE BUSINESS PARK AND TO BE OWNED BY MERCEDES-BENZ
OF NORTH AMERICA, INC., A DELAWARE CORPORATION, AND USED
AS A VEHICLE PREPARATION CENTER; AUTHORIZING THE ISSUANCE
OF NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH REVENUE
BONDS; AND GENERALLY PROVIDING FOR AND DETERMINING
VARIOUS MATTERS, DETAILS AND PROCEDURES IN CONNECTION
THEREWITH.

By the Council, September 15, 1981

Introduced, read first time, ordered posted and public
hearing scheduled

on: October 13, 1981

at: 6:30 P.M.

By Order: Angelo Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of
hearing and title of Bill having been published according to
the Charter, a public hearing was held on October 13, 1981
and concluded on October 13, 1981.

Angelo Markowski, Secretary

81-74

AS AMENDED

BOOK 7 PAGE 174
RECITALS

Sections 266A to 266-I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Replacement Volume and 1980 Cumulative Supplement), as amended (the "Act"), empower all the counties and municipalities of the State of Maryland to borrow money by issuing revenue bonds for the purpose of financing the costs of acquiring any industrial building or buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State of Maryland, to encourage the increase of industry and a balanced economy in the State of Maryland, to assist in the retention of existing industry in the State of Maryland through the control, reduction or abatement of pollution of the environment (where proceeds of the bonds are used for that purpose), to promote economic development, to protect natural resources and in this manner to promote the health, welfare and safety of the residents of each of the counties and municipalities of the State of Maryland.

Harford County, Maryland, a body politic and corporate and a political subdivision of the State of Maryland (the "County"), received a letter of intent dated May 27, 1981 (the "Initial Letter of Intent") from Mercedes-Benz of North America, Inc., a Delaware corporation (the "Industrial Concern"), an "industrial concern" as mentioned in the Act, pursuant to which the Industrial Concern has requested the County to participate in the financing of the acquisition (within the meaning of the Act) of an industrial building (within the meaning of the Act) to be located in Harford County, Maryland (the "Industrial Building") by the issuance and sale by the County of its industrial development revenue bonds in the aggregate principal amount not to exceed \$9,000,000, pursuant to and in accordance with the Act.

1 The County Council of Harford County adopted Resolution
2 No. 20-81 on June 2, 1981 (the "Preliminary Resolution") and
3 therein stated and declared the present intention of the
4 County to participate in the financing of the Industrial
5 Building by issuing and delivering its industrial development
6 revenue bonds in the aggregate principal amount not exceeding
7 \$9,000,000 and by loaning the proceeds thereof to the Indus-
8 trial Concern to finance a portion of the cost of the acqui-
9 sition of the Industrial Building as generally described in
10 the Initial Letter of Intent. The Preliminary Resolution
11 stated that the County had been advised by the Industrial
12 Concern that the Industrial Concern was considering a 20 acre
13 parcel of land off U.S. Route 40 in Maryland State Legisla-
14 tive District No. 6 and Harford County Councilmanic District
15 B, as the land to be acquired as part of the Industrial
16 Building, and the County in the Preliminary Resolution
17 approved and consented to such land as the location of the
18 Industrial Building. The Preliminary Resolution further
19 provided that if the Industrial Concern proposed to acquire a
20 different parcel of land as part of the Industrial Building,
21 it would submit such other parcel of land to the County for
22 its approval.

23 The County has received a supplemental of intent dated
24 September 14, 1981 ("Supplemental Letter of Intent") from the
25 Industrial Concern, pursuant to which the Industrial Concern
26 has advised the County that the Industrial Concern has
27 entered into a contract of sale to purchase a parcel of land
28 containing approximately 20 acres of land located at Reedes
29 Drive and Brass Mill Road in the Riverside Business Park in
30 Harford County (the "Land"). The Land is off U.S. Route 40
31 in Maryland Legislative District No. 6 and Councilmanic
32 District B and has therefore been approved and consented to

1 by the County in the Preliminary Resolution as the location
2 of the Industrial Building. (The Initial Letter of Intent
3 and the Supplemental Letter of Intent are hereinafter some-
4 times collectively called the "Letter of Intent".)

5 The Industrial Building, which is an "industrial build-
6 ing" as defined in Section 266A of the Act, will consist of
7 (a) the acquisition of the Land, together with any and all
8 improvements located thereon, (b) the construction on the
9 Land of a building containing approximately 200,000 square
10 feet and the construction of outdoor parking and automobile
11 storage areas (collectively, the "Building"), (c) the acquisi-
12 tion and installation of certain machinery and equipment, and
13 of any and all other improvements, necessary or useful in
14 connection with the operation of the Industrial Concern on
15 and in such property, and (d) the acquisition of such other
16 interests in land as may be necessary or suitable for the
17 foregoing, including roads and rights of access, utilities
18 and other necessary site preparation facilities. The Indus-
19 trial Concern will use the Industrial Building as a vehicle
20 preparation center.

21 Based upon the findings and determinations set forth in
22 the Preliminary Resolution and the findings and determina-
23 tions set forth below, the County has determined to partici-
24 pate in the financing of the Industrial Building by the
25 issuance, sale and delivery, at any time or from time to time
26 and in one or more series, of its industrial development
27 revenue bonds, in the aggregate principal amount not to
28 exceed \$9,000,000 (the "Bonds"), and by loaning the proceeds
29 of the Bonds of any series to the Industrial Concern upon
30 the terms and conditions of one or more loan agreements or
31 other similar agreements to be entered into between the
32 County and the Industrial Concern (a "Loan Agreement"), as

1 permitted by the Act, such proceeds ~~be~~ used by the Indus-
2 trial Concern solely to finance the acquisition of the
3 Industrial Building.

4 Any Loan Agreement entered into with respect to the
5 Bonds of any series will require (a) the Industrial Concern
6 and the County to use the proceeds of the Bonds of such
7 series solely to finance the acquisition of the Industrial
8 Building, and (b) the Industrial Concern to make payments
9 which will be sufficient to enable the County to pay the
10 principal of and interest and premium, if any, on the Bonds
11 of such series when and as the same become due and payable.

12 NOW THEREFORE, IN ACCORDANCE WITH THE ACT:

13 SECTION 2. BE IT ENACTED BY THE COUNTY COUNCIL OF
14 HARFORD COUNTY, MARYLAND, That acting pursuant to the Act, it
15 is hereby found and determined as follows:

16 (1) The issuance and sale of the Bonds by the
17 County, pursuant to the Act, for the sole and exclusive
18 purpose of financing the acquisition (within the meaning of
19 the Act) of the Industrial Building will facilitate and
20 expedite the acquisition of the Industrial Building.

21 (2) The acquisition of the Industrial Building and
22 the financing thereof as provided in this Ordinance will
23 promote the declared legislative purposes of the Act by (a)
24 sustaining jobs and employment and assisting in maintaining and
25 increasing employment, thus relieving conditions of unemploy-
26 ment in the State of Maryland and in Harford County; (b)
27 encouraging the increase of industry and the creation of a
28 new industry in the State of Maryland and in Harford
29 County; assisting in the retention of existing industry
30 in the State of Maryland and in Harford County; (d) promoting
31 economic development; and (e) promoting public health and welfare.

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1 and safety of the residents of Harford County and of the
2 State of Maryland.

3 (3) In addition to authorizing the County itself
4 to construct industrial buildings and either to lease or to
5 sell such buildings to the Industrial Concern, the Act, as an
6 alternative procedure, also authorizes industrial building
7 financing to be accomplished in the form of a loan to the
8 Industrial Concern. The loan form of transaction avoids
9 indirect costs and burdens on the County by not requiring any
10 direct involvement by the County in the acquisition, owner-
11 ship or administration of the Industrial Building, while
12 permitting ample controls to be imposed on the use of the
13 proceeds of the Bonds to insure that the public purposes of
14 the Act are fully accomplished. It is, therefore, in the
15 best interests of the citizens of the County to finance the
16 acquisition of the Industrial Building by a loan to the
17 Industrial Concern. This Ordinance contemplates transaction
18 in the form of a loan of the proceeds of the Bonds by the
19 County to the Industrial Concern, rather than a transaction
20 in the form of a lease or sale of the Industrial Building to
21 the Industrial Concern.

22 (4) Neither the Bonds nor the interest thereon
23 shall ever constitute an indebtedness or general obligation
24 of the County or a charge against, or pledge of, the general
25 credit or taxing powers of the County, within the meaning of
26 any constitutional or charter provision or statutory limit-
27 ation, and neither shall ever constitute or give rise to any
28 pecuniary liability of the County. The Bonds and the
29 interest thereon shall be limited obligations of the County,
30 repayable by the County solely from the revenue derived from
31 loan repayments (both principal and interest) made to the
32 County by the Industrial Concern under the applicable Loan

1 Agreement and from any other moneys made available to the
2 County for such purpose. Neither the proceeds of the Bonds
3 nor the payments of the principal of and premium (if any) and
4 interest on the Bonds will be commingled with the County's
5 funds or will be subject to the absolute control of the
6 County, but will be subject only to such limited supervision
7 and checks as are deemed necessary or desirable by the County
8 to insure that the proceeds of the Bonds are used to accomp-
9 lish the public purposes of the Act and this Ordinance. The
10 transactions authorized hereby do not constitute any physical
11 public betterment or improvement or the acquisition of
12 property for public use or the purchase of equipment for
13 public use. The public purposes expressed in the Act are to
14 be achieved by facilitating the acquisition of the Industrial
15 Building by the Industrial Concern.

16 (5) The security for the Bonds of any series shall
17 be solely and exclusively (a) the absolute, irrevocable and
18 unconditional obligation of the Industrial Concern to make
19 the payments required by the Loan Agreement entered into with
20 respect to the Bonds of such series, (b) moneys realized from
21 the liquidation of any lien and security interest created by
22 such Loan Agreement and of any other lien or security
23 interest created with respect to any property as security for
24 the Bonds of such series or the related loan as the County
25 Council of the County (the "County Council") may provide for
26 and approve by a resolution. Any such resolution to be adopted by
27 the County Council prior to the sale and delivery
28 of the Bonds of such series or the related loan (the "Resolutive Resolution"),
29 shall provide that moneys realized from the sale of the Bonds of
30 such series or the related loan shall be paid to the County Council may
31 provide for and approve in the Resolutive Resolution.
32

1 (6) As required by Section 266G of the Act, the
2 County does hereby set aside and pledge the income and
3 revenue of the County from the Industrial Building into a
4 separate and special fund to be used and applied in payment
5 of the cost thereof. However, none of such income and
6 revenue shall be set aside as a depreciation account (as
7 mentioned in the Act), because such an account would (a) be
8 inconsistent with the transactions authorized hereby, and (b)
9 place an unreasonable burden on the Industrial Concern so as
10 to adversely affect the feasibility of the transaction and
11 thus frustrate the legislative purposes of the Act. The
12 Industrial Concern shall covenant and agree to properly
13 operate and maintain the Industrial Building during the time
14 any of the Bonds are outstanding. If the Bonds of any series
15 are secured by a lien on or security interest in the Indus-
16 trial Building, such covenant and agreement shall include a
17 specific undertaking by the Industrial Concern to make all
18 equipment replacements and repairs necessary to insure that
19 the security for the Bonds of such series shall not be
20 impaired.

21 (7) The Bonds of each series shall be authorized,
22 issued, sold and delivered without direct or indirect cost to
23 the County, and to that end, the County Executive shall
24 provide for the payment directly by the Industrial Concern of
25 all necessary expenses of preparing, printing and selling the
26 Bonds of each series and other costs contemplated and per-
27 mitted by the Act, including (without limitation) any and all
28 costs, fees and expenses incurred by or on behalf of the
29 County in connection with the authorization, issuance, sale,
30 delivery and administration of the Bonds of each series and
31 all costs incurred in connection with the development of the
32 appropriate legal documents, including (without limitation),

1 the fees of bond counsel to the County and compensation to
2 any person (other than full-time employees of the County) or
3 entity performing services for or on behalf of the County in
4 connection with the transactions contemplated by this Ordinance,
5 whether or not the proposed financing is consummated.

6 (8) As evidenced by the Letter of Intent, the
7 Industrial Building is to be acquired by and for use by the
8 Industrial Concern, an "industrial concern" and a "bona fide
9 tenant or purchaser" within the meaning of the Act.

10 SECTION 2. AND BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance,
12 among other things, and the Preliminary Resolution evidence
13 the intent of the County to issue, sell and deliver the Bonds
14 authorized hereby in accordance with the terms hereof. The
15 County Executive of the County and the President of the
16 County Council are hereby authorized, empowered, and directed
17 to accept the Supplemental Letter of Intent on behalf of the
18 County in order to further evidence (together with the
19 Initial Letter of Intent heretofore accepted by the County
20 Executive and the President of the County Council) the intent
21 of the County to issue and sell the Bonds in accordance with
22 the terms and provisions of this Ordinance. The County and
23 the Industrial Concern contemplate that, upon the enactment
24 of this Ordinance, the Industrial Concern may commence the
25 acquisition of the Industrial Building prior to the issuance,
26 sale and delivery of the Bonds.

27 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY
28 COUNCIL OF HARFORD COUNTY, MARYLAND, That the County is
29 hereby authorized and empowered to issue, sell and deliver
30 the Bonds at any time or from time to time and in one or more
31 series, in the aggregate principal amount not to exceed
32 \$9,000,000, subject to the provisions of this Ordinance. The

1 County will lend the proceeds of the Bonds of any series to
2 the Industrial Concern pursuant to the terms and provisions
3 of a Loan Agreement, to be used by the Industrial Concern for
4 the sole and exclusive purpose of financing the acquisition
5 of the Industrial Building. The Bonds of any series and the
6 interest thereon shall be limited obligations of the County,
7 repayable by the County solely from the revenue derived from
8 payments made to the County by the Industrial Concern pur-
9 suant to the Loan Agreement entered into with respect to the
10 Bonds of such series, and from any other moneys made avail-
11 able to the County for such purpose., The security for the
12 Bonds of any series shall be solely and exclusively as
13 provided in Section 1 of this Ordinance.

14 SECTION 4. AND BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds may be
16 issued at any time or from time to time and in one or more
17 series, and each series of the Bonds shall be identified by
18 the year of issue or other appropriate designation. Unless
19 otherwise provided by the County Council in an Administrative
20 Resolution, each of the Bonds shall bear the descriptive
21 title "Harford County, Maryland Industrial Development Revenue
22 Bond (Mercedes-Benz of North America, Inc. Project)"; pro-
23 vided, that the descriptive title may contain such other
24 descriptive information as the County Council may prescribe
25 in an Administrative Resolution (e.g. "1981 Series B").

26 SECTION 5. AND BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds of any
28 series, which may be engraved, printed or typewritten, shall:
29 (a) be executed, issued and delivered in such
30 amount or amounts, not exceeding \$9,000,000 in the aggregate,
31 unless that amount is increased by an Ordinance supplemental
32 hereto,

(b) bear interest at such rate or rates,
(c) be dated,
(d) be in such denominations,
(e) be of such form and tenor,
(f) be payable, both as to principal and interest,
in such amounts, from and at such times (not later than 30
years from the date thereof) and at such place or places, and
(g) be subject to redemption prior to their stated
maturity on such terms and conditions, all as the County
Council may prescribe, determine or provide for in an Adminis-
trative Resolution.

SECTION 6. AND BE IT FURTHER ENACTED BY THE COUNTY
COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds shall be
executed in the name of the County and on its behalf by the
County Executive of the County, by his manual or facsimile
signature, and the corporate seal of the County or a fac-
simile thereof shall be impressed or otherwise reproduced
thereon and attested by the Director of Administration of
the County, by his manual signature. Any Loan Agreement
and, where applicable, all other documents as the County
Council shall deem necessary to effectuate the issuance, sale
and delivery of the Bonds of any series, shall be executed in
the name of the County and on its behalf by the County
Executive of the County by his manual signature, and the
corporate seal of the County or a facsimile thereof shall be
impressed or otherwise reproduced thereon and attested by the
Director of Administration of the County by his manual
signature. In case any officer whose signature or a fac-
simile of whose signature shall appear on the Bonds of any
series or any of the aforesaid documents shall cease to be
such officer before the delivery of the Bonds of any series
or any of the other aforesaid documents such signature of

1 such facsimile shall nevertheless be valid and sufficient for
2 all purposes, the same as if such officer had remained in
3 office until delivery. The County Executive of the County,
4 the Director of Administration of the County and other
5 officials of the County are hereby authorized and empowered
6 to do all such acts and things and execute such documents and
7 certificates as the County Council may determine in an
8 Administrative Resolution to be necessary to carry out and
9 comply with the provisions hereof; and, upon the enactment of
10 this Ordinance, such officials are hereby authorized and
11 empowered to prepare and distribute, in conjunction with
12 representatives of the Industrial Concern and the prospective
13 purchasers of or underwriters for the Bonds of any series,
14 both a preliminary and a final official statement in connec-
15 tion with the sale of the Bonds of any series, if such
16 preliminary official statement and final official statement
17 are determined to be necessary or desirable for the sale of
18 the Bonds of such series, provided, however, that any such
19 preliminary official statement shall be clearly marked to
20 indicate that it is subject to completion and amendment.

21 SECTION 7. AND BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARFORD COUNTY, MARYLAND, That prior to the
23 issuance, sale and delivery of the Bonds of any series, the
24 County Council shall adopt an Administrative Resolution,
25 pursuant to which the County Council may (without limita-
26 tion):

27 (a) prescribe the form, tenor, terms and con-
28 ditions of and security for the Bonds of such series;

29 (b) prescribe the amounts, rate or rates of
30 interest, denominations, date, maturity or maturities (within
31 the limits herein prescribed), and the time and place or
32 places of payment of the Bonds of such series, and the terms

1 and conditions and details under which the Bonds of such
2 series may be called for redemption prior to their stated
3 maturity;

4 (c) if necessary, appoint a trustee, a bond
5 registrar and a paying agent or agents for the Bonds of such
6 series;

7 (d) approve the form and contents, and authorize
8 the execution and delivery (where applicable) of a Loan
9 Agreement and such other documents, including (without
10 limitation) trust agreements, assignments, mortgages, deeds
11 of trust, bond purchase agreements, guaranties and security
12 instruments to which the County is a party and which may be
13 necessary to effectuate the issuance, sale and delivery of
14 the Bonds of such series;

15 (e) determine the time of execution, issuance,
16 sale and delivery of the Bonds of such series and prescribe
17 any and all other details of the Bonds of such series;

18 (f) provide for the direct payment by the Indus-
19 trial Concern of all costs, fees and expenses incurred by or
20 on behalf of the County in connection with the authorization,
21 issuance, sale, delivery and administration of the Bonds of
22 such series, including (without limitation) costs of printing
23 (if any) and issuing the Bonds of such series, legal expenses
24 (including the fees of bond counsel) and compensation to any
25 person (other than full-time employees of the County) perfor-
26 ming services by or on behalf of the County in connection
27 therewith;

28 (g) provide for the issuance and sale (subject to
29 the passage of the time of an appropriate ordinance author-
30 izing the sale (if necessary) of one or more series of
31 refunding bonds and one or more series of refunding bonds;
32 and

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1 (h) do any and all things, and authorize the
2 officials of the County to do any and all things, necessary,
3 proper or expedient in connection with the issuance, sale and
4 delivery of the Bonds of such series.

5 SECTION 8. AND BE IT FURTHER ENACTED BY THE COUNTY
6 COUNCIL OF HARFORD COUNTY, MARYLAND, That, as authorized by
7 the Act, unless, at the request of the Industrial Concern,
8 the County Council provides in an Administrative Resolution
9 for the public sale of the Bonds of any series, the Bonds of
10 each series shall be sold by private (negotiated) sale upon
11 such terms and conditions as shall be approved by the County
12 Council in an Administrative Resolution.

13 SECTION 9. AND BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND, That the authority to
15 issue the Bonds is intended and shall be deemed to include
16 the authority to issue bond anticipation notes pursuant to
17 Section 12 of Article 31 of the Annotated Code of Maryland
18 (1976 Replacement Volume and 1980 Cumulative Supplement), as
19 amended (the "Bond Anticipation Note Enabling Legislation").
20 Reference in this Ordinance to the "Bonds" shall include such
21 bond anticipation notes where appropriate. Prior to the
22 issuance, sale and delivery of any series of bond anti-
23 cipation notes, the County Council shall adopt a resolution
24 or resolutions which shall prescribe the maturity or matur-
25 ities, interest rate or rates and other terms of such bond
26 anticipation notes and the price or prices at which said
27 notes will be sold. Such bond anticipation notes shall be
28 sold by private negotiation by the County with a prospective
29 purchaser or purchasers, as authorized by Section 12 of the
30 Bond Anticipation Note Enabling Legislation, unless, upon
31 request of the Industrial Concern, such resolution or resolu-
32 tions provides that such bond anticipation notes shall be

1 sold at public sale. Any resolution or resolutions adopted
2 pursuant to this Section of this Ordinance shall be deemed to
3 be of an administrative nature. In accordance with the Bond
4 Anticipation Note Enabling Legislation, the County hereby
5 covenants to pay any bond anticipation notes issued pursuant
6 to this Section of this Ordinance and the interest thereon
7 from the proceeds of the Bonds in anticipation of the sale of
8 which such notes are issued, and the County hereby further
9 covenants to issue such Bonds when, and as soon as, the
10 reason for deferring the issuance of the Bonds no longer
11 exists. The timely issuance of such Bonds, however, is
12 dependent upon matters not within the control of the County,
13 including (without limitation) the existence of a purchaser
14 or purchasers for such Bonds at the time the reason for
15 deferring the issuance of the Bonds no longer exists and the
16 effectiveness of various actions taken by the Industrial
17 Concern, its officers, agents and employees.

18 SECTION 10. AND BE IT FURTHER ENACTED BY THE COUNTY
19 COUNCIL OF HARFORD COUNTY, MARYLAND, That the provisions of
20 this Ordinance are severable, and if any provision, sentence,
21 clause, section or part hereof is held illegal, invalid or
22 unconstitutional or inapplicable to any person or circum-
23 stances, such illegality, invalidity or unconstitutionality,
24 or inapplicability shall not affect or impair any of the
25 remaining provisions, sentences, clauses, sections, or parts
26 of this Ordinance or their application to other persons or
27 circumstances. It is hereby declared to be the legislative
28 intent that this Ordinance would have been passed if such
29 illegal, invalid or unconstitutional provision, sentence,
30 clause, section or part had not been included herein, and if
31 the person or circumstances to which this Ordinance or any
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BOOK 7 PAGE 188

1 part hereof are inapplicable had been specifically exempted
2 herefrom.

3 SECTION 11. AND BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance has
5 no financial impact on Harford County, Maryland, and, there-
6 fore, there is no requirement for a fiscal impact note.

7 SECTION 12. AND BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Industrial
9 Building and the sale of the Bonds therefor shall not
10 constitute a capital project within the meaning of the
11 Harford County Charter or Code.

12 SECTION 13. AND BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds must be
14 issued and sold within six (6) months from the date on which
15 this Ordinance becomes law; provided, however, that the County
16 Council, after a showing of good cause after a public hearing
17 held before the County Council prior to or after the expiration
18 of such six (6) month period, may by administrative resolution
19 extend the period during which the Bonds may be issued and sold
20 for such additional terms not to exceed six (6) months in the
21 aggregate from the date on which the first six (6) months period
22 expired. The County Council, in its sole discretion, shall
23 determine the sufficiency, or lack thereof, of the reasons
24 presented for any requested extension of the six (6) month
25 period. If an extension is granted, notice of such extension
26 and the reasons therefor must be sent to the County Executive.
27 If the Bonds are not issued and sold within said six (6) month
28 period or any approved extension thereof, the authority provided
29 in this Ordinance for the County to issue and sell the Bonds
30 shall expire.

31 ~~SECTION 14. ---AND BE IT FURTHER ENACTED BY THE COUNTY~~
32 ~~COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance shall~~

1 ~~take-effect-on-the-date-that-it-becomes-law.~~

2 SECTION 14. AND BE IT FURTHER ENACTED, that the County
3 hereby declares that an emergency exists in that the County
4 has been informed that representatives of the United States
5 Department of Treasury have indicated that legislation may
6 be introduced in the United States Congress during October,
7 1981, which will severely restrict or eliminate the tax
8 exemption presently available in connection with the is
9 suance of "small issue" industrial development bonds, and
10 that such legislation may take effect from the date of its
11 introduction. The loss of such tax exemption with respect
12 to the Bonds may result in the frustration of the declared
13 legislative purpose of the Act and this Ordinance. Accord-
14 ingly, it is in the best interests of the residents of
15 Harford County that this Ordinance be passed as an emer-
16 gency act; and this Ordinance is hereby declared to be
17 an emergency act necessary for the protection of the
18 public health, safety and welfare, and for the economic
19 development of Harford County and shall take effect on
20 the date it becomes law.

21 EFFECTIVE: October 20, 1981
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81-74

AS AMENDED

BOOK 7 PAGE 190

BY THE COUNCIL

Read the third time., BILL NO. 81-74 (as amended)

Passed LSD 81-29 (October 13, 1981) (with amendments)~~XXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of October, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

James G. Gorman
County ExecutiveDate October 20, 1981

BY THE COUNCIL

This Bill (No. 81-74 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
October 20, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Folio 113 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

TIVE DATE: October 20 1

81-74

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 31-77

Introduced by Council Member John W. Schafer

Legislative Day No. 81-28 Date October 6, 1981

AN ACT to reject in its entirety the Harford County Redistricting Commission's Plan for new Councilmanic Districts in Harford County and to repeal in its entirety the Harford County 1974 Councilmanic Districts and to enact in lieu thereof new Section 2-11.1, heading, Councilmanic Districts, to Article II, heading, Legislative Branch, of Chapter 2, heading, Administration, of the Harford County Code, as amended, to provide for establishing Councilmanic Districts; to provide for six new Councilmanic Districts and precincts within said districts, with a map of the limits and boundaries of the Councilmanic Districts in Harford County.

By the Council, October 6, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: November 3, 1981

at: 6:45 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 3, 1981 and concluded on November 3, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-77

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1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that the Harford County Redistricting Commission's Plan
3 as submitted and the Harford County 1974 Councilmanic Districts as
4 established are hereby rejected and repealed in their entirety and
5 that new Section 2-11.1, heading, Councilmanic Districts, be and is
6 hereby added to Article II, heading, Legislative Branch of
7 Chapter 2, heading, Administration, all of the Harford County
8 Code, as amended, all to read as follows:

9 Section 2-11.1. Councilmanic Districts.

10 (a) Harford County is hereby divided into six districts to be
11 known as Councilmanic Districts, separate and distinct from those
12 districts known as Election Districts. The six Councilmanic
13 Districts are also divided into precincts within the districts.

14 (1) Elections for all Council Members and the County
15 Executive shall be in each of the districts and precincts as
16 enumerated in this section, such precincts as those established by
17 the Board of Supervisors of Elections, pursuant to the election
18 laws of the State of Maryland. The districts with the precinct
19 divisions are as follows:

20 District A

21 1-2 Joppa-Magnolia

22 1-4 Joppatowne

23 1-45 Joppatowne

24 1-6 Edgewood

25 District B

26 1-10 Abingdon

27 1-11 Abingdon

28 4-2 Upper Crossroads

29 3-3 Fallston

30 3-35 Fallston

31

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1	<u>District C</u>
2	3-5 Forest Hill
3	3-10 Bel Air
4	3-11 Bel Air
5	3-12 Bel Air
6	3-15 Bel Air
7	3-16 Bel Air
8	3-17 Bel Air
9	3-18 Bel Air
10	<u>District D</u>
11	4-1 Jarrettsville
12	4-3 Norrisville
13	5-2 Stearns
14	5-1 Dublin
15	2-2 Hopewell
16	<u>District E</u>
17	3-4 Harkins
18	3-2 Churchville
19	2-1 Aberdeen
20	2-15 Hillsdale
21	2-3 Perryman
22	<u>District F</u>
23	1-3 Edgewood
24	1-5 Edgewood
25	2-19 Aberdeen Proving Ground
26	6-1 Havre de Grace
27	6-2 Meadowvale
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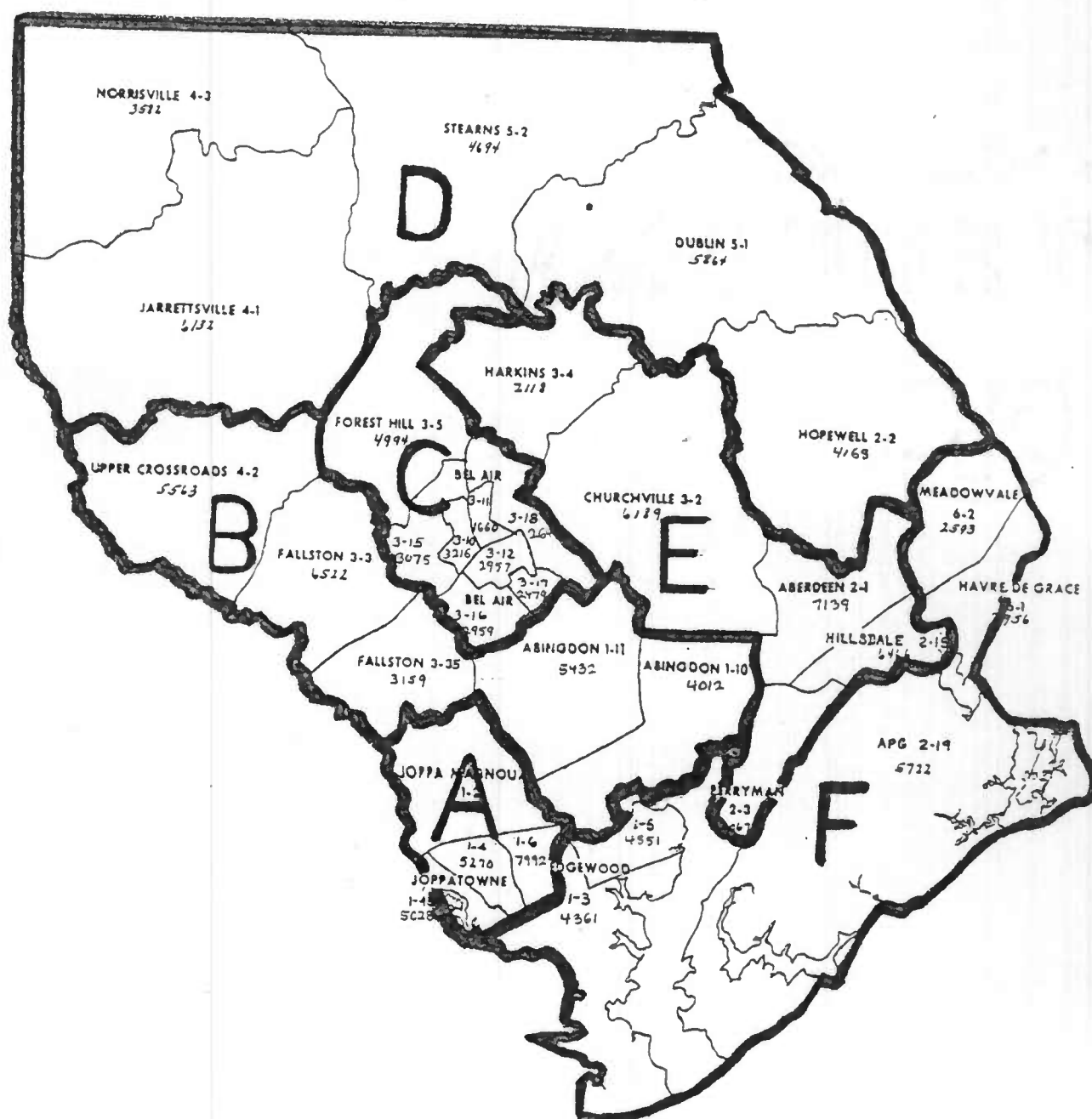
The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

81-77

Angela Markowski, Secretary

(b) Boundaries of Councilmanic Districts and Precincts, Official Map.

The boundary lines of the six Councilmanic Districts with their precincts shall be as shown on the following map:



Section 3. And Be It Further Enacted, that this Act take effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: January 5, 1982

81-77

BOOK 7 PAGE 195
BY THE COUNCIL

Read the third time, BILL NO. 81-77,
Passed LSD 81-32 (November 3, 1981) ~~XXXXXXXXXXXXXXX~~
~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of November, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date 11/6/81

BY THE COUNCIL

This Bill (No. 81-77), having been approved by the Executive
and returned to the Council, becomes law on November 6, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
per 7 Folio 191 & examined per
H. Douglas Callahan, Clerk, Harford Co.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-78 (AS AMENDED)

Introduced by Council Member John W. Schafer

Legislative Day No. 81-28 Date October 6, 1981

AN ACT to add new Subsection 9-4.1 to Section 9-4, heading, Property Maintenance and Control, of Article I, heading, In General, of Chapter 9, heading, Environmental Controls, of the Harford County Code, as amended; to provide for the control of the growth of weeds and grass in CERTAIN VEGETATION IN CERTAIN AREAS OF Harford County.

By the Council, October 6, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: November 3, 1981

at: 6:45 P.M.

By Order: Angela Maslowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 3, 1981 and concluded on November 3, 1981.

Angela Maslowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that new Subsection 9-4.1 be and is hereby added to
3 Section 9-4, heading, Property Maintenance and Control, of Article I,
4 heading, In General, of Chapter 9, heading, Environmental Controls,
5 of the Harford County Code, as amended, all to read as follows:

6 Chapter 9. Environmental Control

7 Article I. In General

8 Section 9-4.1

9 (a) It shall be unlawful for any person to permit any
10 weeds or grass VEGETATION, OTHER THAN TREES, CULTIVATED CROPS,
11 OR CULTIVATED ORNAMENTAL SHRUBBERY OR PLANTS to grow to a height
12 exceeding twelve inches on any vacant lot or parcel of land less
13 than three (3) acres located in an approved and/or recorded
14 residential subdivision having three (3) or more lots or parcels
15 of land, and any part of which is within one hundred fifty (150)
16 feet of an occupied residence. Lots or parcels of land devoted
17 to bona fide agricultural use, precluded from use as a building lot
18 or designated by any governmental agency as a wildlife preserve,
19 are exempt from the application of this section.

20 (b) ~~It shall be the duty of the Director of the Department~~
21 ~~of Inspections, Licenses, and Permits to serve or cause to be~~
22 ~~served by personal service or certified mail a notice to the~~
23 ~~property owner of the lot or tract of land on which weeds or grass~~
24 ~~are permitted to grow in violation of Subsection 9-4.1(a), and to~~
25 ~~demand the condition to be corrected within ten days from the date~~
26 ~~of the notice.~~

27 (c) ~~If the person so served does not correct the condition~~
28 ~~within ten days, the Director of the Department of Inspections,~~
29 ~~Licenses, and Permits shall contact the Department of Public Works~~
30 ~~to proceed to have the weeds or grass cut. The Department of~~
31 ~~Public Works shall keep an account of all expenses incurred. Such~~
32 ~~expenses shall be charged to and paid by the owner.~~

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1 (d)--Charges-for-such-weed-and-grass-removal-shall-be-a
2 lien-upon-the-property---Any-violation-of-this-section-and-any
3 lien-resulting-from-non-payment-shall-be-subject-to-the-admin-
4 istrative-proceedures-and-penalty-provisions-of-this-Article.

5 (b) ANY PERSON WHO IS A RESIDENT OF THE SUBDIVISION IN WHICH
6 THERE EXISTS PROPERTY IN VIOLATION OF THIS SECTION, AFTER PROPER
7 NOTIFICATION, MAY HAVE A SUMMONS ISSUED TO THE OFFENDING PROPERTY
8 OWNER. NOTIFICATION SHALL BE IN THE FORM OF A CERTIFIED LETTER,
9 RETURN RECEIPT REQUESTED. THE NOTICE SHALL INFORM THE OFFENDING
10 PROPERTY OWNER THAT THE PROPERTY IS IN VIOLATION OF THIS SECTION
11 AND A REQUEST THAT THE VIOLATION BE CORRECTED WITHIN FIFTEEN DAYS
12 FROM THE DATE OF RECEIPT OF THE LETTER. IF AFTER FIFTEEN DAYS
13 THE VIOLATION STILL EXISTS, THE COMPLAINANT, MAY UPON SWORN
14 COMPLAINT BEFORE THE DISTRICT COURT, FILE AN APPLICATION FOR THE
15 ISSUANCE OF A SUMMONS.

16 (c) ANY PERSON FOUND GUILTY OF VIOLATING THIS SECTION SHALL
17 BE SUBJECT TO A FINE OF NOT MORE THAN FIVE HUNDRED DOLLARS
18 (\$500.00).

19 Section 2. *And Be It Further Enacted,* that this Act take effect
20 sixty (60) calendar days from the date it becomes law.

21 EFFECTIVE: March 1, 1982
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BOOK 7 PAGE 199
BY THE COUNCIL

Read the third time.

Passed LSD 81-37 (December 8, 1981) (with amendments)

~~XXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of December, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

County Executive _____

Date _____

BY THE COUNCIL

This Bill (No. 81-78 (as amended), having received neither
the approval nor the disapproval of the Executive within twenty-one
(21) days of its presentation, becomes law on December 31, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
H. E. Liber 7 Folio 196 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 1, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-79 (AS AMENDED)

Introduced by Councilman Lehman Spry

Legislative Day No. 81-29 Date October 13, 1981

AN ACT to add new Section 5-17.2.1, heading, Section 422.0 deleted, of Article I, heading, BOCA Basic Building Code of Chapter 5, heading, Buildings, all of the Harford County Code as amended, to provide that Sections 422.0, heading; Tents, Air Supported Structures and Other Temporary Structures, of the BOCA Basic Building Code be ~~deleted~~ AMENDED.

By the Council, October 13, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: November 10, 1981

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 10, 1981 and concluded on November 10, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that new Section 5-17.2.1, heading, ~~Section 422-0~~
3 SECTION 422.2 deleted AMENDED, of Article I, heading BOCA Basic
4 Building Code, of Chapter 5, heading, Buildings, be, and it is
5 hereby added to the Harford County Code as amended, all to read
6 as follows:

7 Chapter 5. Building.

8 Article I. BOCA Basic Building Code.

9 Section 5.17.2.1. ~~Section 422-0 is deleted~~ SECTION 422.2,
10 AMENDED.

11 SUBSECTION 422.2 OF THE BUILDING CODE ADOPTED BY THIS
12 ARTICLE IS AMENDED, TO READ AS FOLLOWS:

13 A SPECIAL TEMPORARY BUILDING PERMIT SHALL NOT BE REQUIRED
14 FOR THE INSTALLATION OR ERECTION OF TENTS, AIR-SUPPORTED
15 STRUCTURES OR OTHER TEMPORARY STRUCTURES WITH AN OCCUPANCY RATING
16 OF FIFTY (50) PERSONS OR LESS, OR WITH A GROSS FLOOR AREA OF LESS
17 THAN THREE HUNDRED FIFTY (350) SQUARE FEET. FOR THE PURPOSE OF
18 INSURING PUBLIC SAFETY, A PROPERTY OWNER MAY, AT HIS OPTION,
19 APPLY FOR A SPECIAL TEMPORARY PERMIT FOR THE INSTALLATION OR
20 ERECTION OF TENTS, AIR-SUPPORTED STRUCTURES OR OTHER TEMPORARY
21 STRUCTURES WITH AN OCCUPANCY RATING OF FIFTY (50) PERSONS OR
22 MORE, OR WITH A GROSS FLOOR AREA OF MORE THAN THREE HUNDRED
23 FIFTY (350) SQUARE FEET. NO TENT, AIR-SUPPORTED STRUCTURE OR
24 OTHER TEMPORARY STRUCTURES SHALL BE INSTALLED OR ERECTED FOR A
25 PERIOD OF MORE THAN NINETY (90) DAYS.

26 IN THE EVENT AN APPLICATION FOR PERMIT IS NOT FILED WITH
27 THE COUNTY, PURSUANT TO THE OPTIONAL PROVISIONS SET FORTH HEREIN,
28 THEN THE PROPERTY OWNER SHALL BE STRICTLY LIABLE FOR ANY BODILY
29 INJURY OR PROPERTY DAMAGE ARISING OUT OF THE USE OF SAID TENT OR
30 AIR-SUPPORTED STRUCTURE WITHOUT REGARD TO NEGLIGENCE.

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BOOK 7 PAGE 202

1 Section 2. And Be It Further Enacted, that this Act shall
2 take effect sixty (60) calendar days from the date it becomes
3 law.

4 EFFECTIVE: March 1, 1982
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BOOK 7 PAGE 203

BY THE COUNCIL

Read the third time.

Passed LSD 81-37 (December 8, 1981) (with amendments)

~~XXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of December, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

County Executive _____

Date _____

BY THE COUNCIL

This Bill (No. 81-79 (as amended), having received neither
the approval nor the disapproval of the Executive within twenty-one
(21) days of its presentation, becomes law on December 31, 1981.

Angela Markowski, Secretary

Rec'd 3-16 1982 at 1:00 P.M.
Folio 200 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 1, 1982

BOOK 7 PAGE 204
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-80Introduced by Council President Hardwicke at the request of
the County ExecutiveLegislative Day No. 81-29 Date October 13, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations between Capital Projects in the 1981-1982 Parks and Recreation Open Space Fund; to provide that a new Project be created in the 1981-1982 Parks and Recreation Open Space Fund; to provide that certain appropriations be transferred from the 1981-1982 Friends Park Development to The New Capital Project, The Forest Hill Complex Development.

By the Council, October 13, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: November 10, 1981at: 6:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 10, 1981 and concluded on November 10, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 205

1 WHEREAS, the County Executive has recommended that
 2 certain appropriations be transferred between Capital Projects
 3 in the 1981-1982 Parks and Recreation Open Space Fund, and that
 4 a new Capital Project be created in the 1981-1982 Parks and
 5 Recreation Open Space Fund; and

6 WHEREAS, Sections 516 and 521 of the Charter of Harford
 7 County, Maryland, require that such transfers and creations be
 8 authorized by legislative act of the County Council; and

9 WHEREAS, such a transfer and project creation is necessary
 10 to construct baseball and softball diamonds at the Forest Hill
 11 Complex; and

12 WHEREAS, this requirement for a transfer conforms with
 13 Sections 516, 519 and 521 of the Charter of Harford County,
 14 Maryland.

15 NOW, THEREFORE,

16 Section 1. *Be It Enacted By The County Council Of Harford County,*
 17 *Maryland,* that the 1981-1982 Parks and Recreation Open Space Fund,
 18 be, and it is hereby amended by making an intra-budget transfer of
 19 appropriations, and that a new project be, and it is hereby added
 20 to the 1981-1982 Parks and Recreation Open Space Fund, all to
 21 read as follows:

22 Transfer of Appropriation

23 From: Parks and Recreation Open Space Fund

24 Culture and Recreation

25 Parks and Playgrounds

26 Friends Park Development - Construction

27 Account No. 82-06-25-11-79-13-03-XX.....\$ 98,113.70

28 Total Appropriation Transfer.....\$ 98,113.70
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1 To: Parks and Recreation Open Space Fund
2 Culture and Recreation
3 Parks and Playgrounds
4 Forest Hill Complex - Construction
5 Account No. 82-06-25-11-80-03-03-XX.....\$ 98,113.70
6 Total Appropriation Request.....\$ 98,113.70

7 Section 2. *And Be It Further Enacted*, that this Act is hereby
8 declared to be an Emergency Act, necessary for the operation
9 of a county agency and shall take effect on the date it becomes
10 law.

11 EFFECTIVE: November 13, 1981
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13 The Secretary of the Council does hereby
14 certify that fifteen (15) copies of this Bill
15 are immediately available for distribution to
16 the public and the press.

17 Asyle Markowski, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 81-80

Passed LSD 81-33 (November 10, 1981) ~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 12th day of November, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Robert B. Brange
County Executive
Date 11/13/81

BY THE COUNCIL

This Bill (No. 81-80), having been approved by the Executive
and returned to the Council, becomes law on November 13, 1981.

Angela Markowski, Secretary

Rec'd & Referred 3-16-82 at 1:12 P.M.
Lib. 7 Folio 204 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: November 13, 1981

BOOK 7 PAGE 208

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-81Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-29 Date October 13, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the
Commission for Women from unanticipated revenues
received from the Maryland Department of Human
Resources; to provide funds for the alternate
sentencing program in Harford County.

By the Council, October 13, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: November 10, 1981at: 6:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on November 10, 1981
and concluded on November 10, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

1 WHEREAS, the County Executive has recommended an emergency
 2 appropriation of unanticipated grant revenues to the County
 3 Budget for the fiscal year ending June 30, 1982, and continuing
 4 thereafter in accordance with the terms of the grant; and

5 WHEREAS, the funds are part of the Maryland Department of
 6 Human Resources; and

7 WHEREAS, the funds shall be used for the alternate sentencing
 8 program in Harford County; and

9 WHEREAS, the appropriation of the funds is in accordance
 10 with the provisions of Section 518 of the Charter of Harford
 11 County, Maryland.

12 NOW, THEREFORE,

13 Section 1. *Be It Enacted By The County Council Of Harford County,*
 14 *Maryland,* that the current expense budget for the fiscal year
 15 ending June 30, 1982, be, and it is hereby amended by making an
 16 emergency appropriation and expenditure from monies received
 17 from the State of Maryland in the below listed amounts for the
 18 purpose detailed:

19 Appropriation:

20	Grants Special Fund	
21	Commission for Women	
22	Alternate Sentencing (7/1/81-6/30/82)	
23	Account Receivable No. 28-00-03-80-55-06-00-00....	\$ 2,700.00
24	Total Grant Receivable.....	\$ 2,700.00
25	Grants Special Fund	
26	Commission for Women	
27	Alternate Sentencing (7/1/81-6/30/82)	
28	Grant Expenditure Account No.	
29	38-01-42-00-02-05-02-XX....	\$ 85.00
30	88-01-42-00-02-05-03-XX....	\$ 1,665.00
31	88-01-42-00-02-05-04-XX....	\$ 600.00
32	38-01-42-00-02-05-05-XX....	\$ 350.00

1005 7 DEC 210

1 Total Grant Expenditures.....\$ 2,700.00

2 Section 2. And Be It Further Enacted, that this Act is hereby
3 declared to be an Emergency Act, necessary for the protection
4 of the public health, safety and welfare, and for the operation
5 of a vital County program, and shall take effect on the date it
6 becomes law.

7 EFFECTIVE: November 13, 1981

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The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

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Raymond Markowski, Secretary

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BOOK 7 PAGE 211
BY THE COUNCIL

Read the third time, BILL NO. 81-81

Passed LSD 81-33 (November 10, 1981) ~~(with xxxxxxxxx)~~

~~Referred to the~~ _____

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 12th day of November, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brangan
County Executive
Date 11/13/81

BY THE COUNCIL

This Bill (No. 81-81), having been approved by the Executive
and returned to the Council, becomes law on November 13, 1981.

Angela Markowski, Secretary

EFFECTIVE DATE: November 13, 1981

81-81

Date: October 5, 1981

1. Grant Title and Purpose: Alternate Sentencing Program.
To provide additional funds for the Alternate Sentencing Program in Harford County.
2. Grant Administrator: Joan Traub
3. Granting Organization: Maryland Department of Human Resources
4. Amount of Grant: \$2,700.00 Bill # 81-
5. Dates of Grant: From: 10/1/81 To: 6/30/82
6. Grant is: New ☒ Renewal And ☒ Modification
7. Financial Reporting:
Reimbursement Reports are Required: ☒ Monthly
 Quarterly
 Other
and will be prepared by Joan Traub
(A copy is required to be sent to Joel Hinojosa, Department of Treasury.)
8. Cost Sharing Arrangements: None
9. Method by which County will Receive Funds: Reimbursement Requests
10. Audit Requirements: Audit performed by DHR
11. Overhead Cost Arrangement with County: None
12. Appropriation Account Number: 88-01-42-00-02-05-XX-XX
13. Receivable Account Number: 28-00-03-80-55-06-00-00
14. Proposed Budget by Category:

02 - Travel.....	\$ 85.00
03 - Contractual Services.....	1,665.00
04 - Rents and Utilities.....	600.00
05 - Supplies and Materials.....	350.00
Total Expenditures.....	<u>\$2,700.00</u>

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
Lib 7 Folio 258 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

81-81

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-82

Introduced by Council President Hardwicke at the request of
the County Executive

Legislative Day No. 81-29 Date October 13, 1981

AN EMERGENCY ACT AUTHORIZING AND EMPOWERING HARFORD COUNTY,
MARYLAND TO ISSUE AND SELL, AS LIMITED OBLIGATIONS OF
THE COUNTY AND NOT UPON ITS FULL FAITH AND CREDIT, ITS
INDUSTRIAL DEVELOPMENT REVENUE BONDS, IN THE AGGREGATE
PRINCIPAL AMOUNT NOT TO EXCEED \$900,000.00, PURSUANT
TO SECTIONS 266A TO 266I, INCLUSIVE, OF ARTICLE 41 OF
THE ANNOTATED CODE OF MARYLAND, FOR THE PURPOSE OF
FINANCING THE ACQUISITION OF A CERTAIN INDUSTRIAL
BUILDING, INCLUDING THE PURCHASE AND INSTALLATION OF
EQUIPMENT THEREIN, TO BE LOCATED IN THE HARFORD MALL
BY FOODARAMA GROUP, INC., A MARYLAND CORPORATION,
AND USED AS A RETAIL FOOD AND SUPERMARKET STORE:
AUTHORIZING THE ISSUANCE OF NOTES IN ANTICIPATION OF
THE ISSUANCE OF SUCH REVENUE BONDS; GENERALLY PROVIDING
FOR AND DETERMINING VARIOUS MATTERS, DETAILS AND
PROCEDURES IN CONNECTION THEREWITH; AND FURTHER DECLARING
THIS ORDINANCE TO BE AN EMERGENCY MEASURE.

By the Council, October 13, 1981

Introduced, read first time, ordered posted and public
hearing scheduled

on: November 10, 1981

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according
to the Charter, a public hearing was held on November 10
1981 and concluded on November 10, 1981.

Angela Markowski, Secretary

RECITALS

Sections 266A to 266I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Replacement Volume and 1980 Cumulative Supplement), as amended (the "Act"), empower all the counties and municipalities of the State of Maryland to borrow money by issuing revenue bonds for the purpose of financing the costs of acquiring any industrial building or buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State of Maryland, to encourage the increase of industry and a balanced economy in the State of Maryland, to assist in the retention of existing industry in the State of Maryland through the control, reduction or abatement of pollution of the environment (where proceeds of the bonds are used for that purpose), to promote economic development, to protect natural resources and in this manner to promote the health, welfare and safety of the residents of each of the counties and municipalities of the State of Maryland.

Harford County, Maryland, a body politic and corporate and a political subdivision of the State of Maryland (the "County"), received a letter of intent dated August 28, 1981 (the "Letter of Intent") from Foodarama Group, Inc., a Maryland corporation (the "Industrial Concern"), an "industrial concern" as described in the Act, pursuant to which the Industrial Concern has requested the County to participate in the financing of the acquisition (within the meaning of the Act) of an industrial building (within the meaning of the Act) to be located in Harford County, Maryland (the "Industrial Building") by the issuance and sale by the County of its industrial development revenue bonds in the aggregate principal amount

1 not to exceed \$900,000.00, pursuant to and in accordance
2 with the Act.

3 The County Council of Harford County adopted
4 Resolution No. 43-81 on September 15, 1981 (the "Preliminary
5 Resolution") and therein stated and declared the present
6 intention of the County to participate in the financing of
7 the Industrial Building by issuing and delivering its
8 industrial development revenue bonds in the aggregate
9 principal amount not exceeding \$900,000.00 and by loaning
10 the proceeds thereof to the Industrial Concern to finance
11 a portion of the cost of the acquisition of the Industrial
12 Building as generally described in the Letter of Intent.
13 The Preliminary Resolution stated that the County had been
14 advised by the Industrial Concern that the Industrial
15 Concern had decided to acquire a leasehold interest in
16 a Harford Mall store as the Industrial Building and that
17 the County approved and consented to such land and
18 improvements as the location of the Industrial Building.

19 The Industrial Building, which is an "industrial
20 building" as defined in Section 266A of the Act, will
21 consist of (a) the acquisition of a leasehold interest in
22 land and improvements, consisting of a former Pantry Pride
23 store containing approximately 34,200 square feet of store
24 space, located at 602 Boulton Street, Harford Mall, Bel
25 Air, Harford County, Maryland; (b) the renovation and
26 improvement of the land and improvements for the operation
27 of a food and supermarket store; (c) the acquisition and
28 installation of certain machinery and equipment, and of any
29 and all other improvements, necessary or useful in connection
30 with the operation of the Industrial Concern on and in such
31 property, and (d) the acquisition of such other interests
32 in land as may be necessary or suitable for the foregoing,

1 including roads and rights of access, utilities and other
2 necessary site preparation facilities.

3 Based upon the findings and determinations set
4 forth herein and in the Preliminary Resolution, the County
5 has decided to participate in the financing of the Industrial
6 Building by the issuance, sale and delivery, at any time or
7 from time to time and in one or more series, of its
8 industrial development revenue bonds, in the aggregate
9 principal amount not to exceed \$900,000.00 (the "Bonds"),
10 and by loaning the proceeds of the Bonds of any such series
11 to the Industrial Concern upon the terms and conditions of
12 one or more loan agreements or other similar financing
13 agreements to be entered into between the County and the
14 Industrial Concern (a "Loan Agreement"), as permitted by
15 the Act, such proceeds to be used by the Industrial Concern
16 solely to finance the acquisition of the Industrial
17 Building as described above.

18 Any Loan Agreement entered into with respect to
19 the Bonds of such series will require (a) the Industrial
20 Concern and the County to use the proceeds of the Bonds of
21 such series solely to finance the acquisition of the
22 Industrial Building as set forth above, and (b) the
23 Industrial Concern to make payments which will be sufficient
24 to enable the County to pay the principal of and interest
25 and premium, if any, on the Bonds of such series when and
26 as the same become due and payable.

27 NOW, THEREFORE, IN ACCORDANCE WITH THE ACT:

28 Section 1. BE IT ENACTED BY THE COUNTY COUNCIL
29 OF HARFORD COUNTY, MARYLAND, That pursuant to the Act, it
30 is hereby found and determined as follows:

31 (1) The issuance and sale of the Bonds by the
32 County, pursuant to the Act, for the sole and exclusive

1 purpose of financing the acquisition (within the meaning
2 of the Act) of the Industrial Building will facilitate
3 and expedite the acquisition of the Industrial Building.

4 (2) The acquisition of the Industrial Building
5 and the financing thereof as provided in this Ordinance will
6 promote the declared legislative purposes of the Act by
7 (a) fostering the creation of new jobs in Harford County,
8 thus relieving conditions of unemployment in the State of
9 Maryland and in Harford County; (b) encouraging the increase
10 of industry and the creation of a balanced economy in the
11 State of Maryland and in Harford County; (c) assisting in
12 the retention of existing industry in the State of Maryland
13 and in Harford County; (d) promoting economic development;
14 and (e) promoting the health, welfare and safety of the
15 residents of Harford County and of the State of Maryland.

16 (3) In addition to authorizing the County itself
17 to construct industrial buildings and either to lease or to
18 sell such buildings to an Industrial Concern, the Act, as
19 an alternative procedure, also authorizes the County to
20 finance an industrial building by loaning the necessary
21 sums to the Industrial Concern. This loan form of financing
22 saves the County from indirect costs and other burdens by
23 avoiding any direct involvement by the County in the
24 acquisition, ownership or administration of the Industrial
25 Building, while still permitting ample controls to be imposed
26 on the use of the proceeds of the Bonds to insure that the
27 public purposes of the Act are fully accomplished. It is,
28 therefore, in the best interests of the citizens of the
29 County to finance the acquisition of the Industrial Building
30 by a loan to the Industrial Concern. This Ordinance thus
31 contemplates financing in the form of a loan of the proceeds
32 of the Bonds by the County to the Industrial Concern rather

1 than a transaction in the form of a lease or sale of the
2 Industrial Building to the Industrial Concern.

3 (4) Neither the Bonds nor the interest thereon
4 shall ever constitute an indebtedness or general obligation
5 of the County or a charge against, or pledge of, the
6 general credit or taxing powers of the County, within the
7 meaning of any constitutional or charter provision or
8 statutory limitation, nor ever constitute or give rise to
9 any pecuniary liability of the County. The Bonds and the
10 interest thereon shall be limited obligations of the County,
11 repayable by the County solely from the revenue derived
12 from loan repayments (both principal and interest) made to
13 the County by the Industrial Concern under the applicable
14 Loan Agreement and from any other moneys made available to
15 the County for such purpose. Neither the proceeds of the
16 Bonds nor the payments of the principal of and premium (if
17 any) and interest on the Bonds shall be commingled with the
18 County's funds nor subject to the absolute control of the
19 County, but will be subject only to such limited supervision
20 and direction as deemed necessary or desirable by the
21 County to insure that the proceeds of the Bonds are used to
22 accomplish the public purposes of the Act and this Ordinance.
23 The transactions authorized hereby do not constitute any
24 physical public betterment or improvement or the acquisition
25 of property or equipment for public use. The public purposes
26 expressed in the Act are to be achieved by facilitating the
27 acquisition of the Industrial Building by the Industrial
28 Concern.

29 (5) The security for the Bonds of any series shall
30 be solely and exclusively (a) the absolute, irrevocable and
31 unconditional obligation of the Industrial Concern to make
32 the payments required by the Loan Agreement entered into

1 with respect to the Bonds of such series, (b) moneys
2 realized from the liquidation of any lien or security
3 interest created by such Loan Agreement and of any other
4 lien or security interest created with respect to any
5 property as security for the Bonds of such series or the
6 related Loan as the County Council of the County (the
7 "County Council") may provide for and approve by a resolution
8 or resolutions to be adopted by the County Council prior to
9 the issuance, sale and delivery of the Bonds of such series
10 (an "Administrative Resolution"), and (c) moneys realized
11 from any guaranty of the Bonds of such series or the
12 related Loan, as the County Council may provide for and
13 approve in an Administration Resolution.

14 (6) As required by Section 266G of the Act, the
15 County does hereby pledge the income and revenue of the
16 County from the Industrial Building for payment of the
17 cost thereof and sets aside such income in a special fund
18 for that purpose. However, none of such income and revenue
19 shall be set aside as a depreciation account (as described
20 in the Act), because such an account would (a) be inconsistent
21 with the transactions authorized hereby, and (b) place an
22 unreasonable burden on the Industrial Concern so as to
23 adversely affect the feasibility of the transaction and thus
24 frustrate the legislative purposes of the Act. The
25 Industrial Concern shall covenant and agree to properly
26 operate and maintain the Industrial Building during the time
27 any of the Bonds are outstanding. If the Bonds of any series
28 are secured by a lien on or security interest in the
29 Industrial Building, such covenant and agreement shall
30 include a specific undertaking by the Industrial Concern to
31 make all repairs to the building and repair or replace all
32 equipment necessary to insure that the security for the Bonds
33 of such series shall not be impaired.

1 (7) The Bonds of each series shall be authorized,
2 issued, sold and delivered without direct or indirect cost
3 to the County, and to that end, the County Executive shall
4 provide for the payment directly by the Industrial Concern
5 of all necessary expenses of preparing, printing and selling
6 the Bonds of each series and other costs contemplated and
7 permitted by the Act, including (without limitation) any
8 and all costs, fees and expenses incurred by or on behalf
9 of the County in connection with the authorization, issuance,
10 sale, delivery and administration of the Bonds of each
11 series and all costs incurred in connection with the
12 preparation of the appropriate legal documents, including
13 (without limitation), the fees of bond counsel to the County
14 and compensation to any person (other than full-time
15 employees of the County) or entity performing services for
16 or on behalf of the County in connection with the transactions
17 contemplated by this Ordinance, whether or not the proposed
18 financing is consummated.

19 (8) As evidenced by the Letter of Intent, the
20 Industrial Building is to be acquired by and for use by the
21 Industrial Concern, an "industrial concern" and a "bona
22 fide tenant or purchaser" within the meaning of the Act.

23 Section 2. AND BE IT FURTHER ENACTED BY THE
24 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That this
25 Ordinance, among other things, and the Preliminary Resolution
26 evidence the intent of the County to issue, sell and deliver
27 the Bonds authorized hereby in accordance with the terms
28 hereof. The County and the Industrial Concern contemplate
29 that, upon the enactment of this Ordinance, the Industrial
30 Concern may commence or continue the improvement of the
31 Industrial Building prior to the issuance, sale and delivery
32 of the Bonds.

BOOK 7 PAGE 821

1 Section 3. AND BE IT FURTHER ENACTED BY THE
2 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the County
3 is hereby authorized and empowered to issue, sell and
4 deliver the Bonds at any time or from time to time and in
5 one or more series, in the aggregate principal amount not
6 to exceed \$900,000.00, subject to the provisions of this
7 Ordinance. The County will lend the proceeds of the Bonds
8 of any series to the Industrial Concern pursuant to the
9 terms and provisions of a Loan Agreement, to be used by the
10 Industrial Concern for the sole and exclusive purpose of
11 financing the acquisition and improvement of the Industrial
12 Building. The Bonds of any series and the interest thereon shall
13 be limited obligations of the County, repayable by the County
14 solely from the revenue derived from payments made to the
15 County by the Industrial Concern pursuant to the Loan
16 Agreement entered into with respect to the Bonds of such
17 series, and from any other moneys made available to the
18 County for such purpose. The security for the Bonds of
19 any series shall be solely and exclusively that provided
20 in Section 1 of this Ordinance.

21 Section 4. AND BE IT FURTHER ENACTED BY THE
22 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds
23 may be issued at any time or from time to time and in one
24 or more series, and each series of the Bonds shall be
25 identified by the year of issue or other appropriate
26 designation. Unless otherwise provided by the County Council
27 in an Administrative Resolution, each of the Bonds shall
28 bear the descriptive title "Harford County, Maryland
29 Industrial Development Revenue Bond (Foodarama Group, Inc.
30 Project)", provided, that the descriptive title may contain
31 such other descriptive information as the County Council
32 may prescribe in an Administrative Resolution (e.g. "1981
33 Series B").

303 7 MAY 222

1 Section 5. AND BE IT FURTHER ENACTED BY THE
2 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds
3 of any series, which may be engraved, printed or typewritten,
4 shall:

5 (a) be executed, issued and delivered in such
6 amount or amounts, not exceeding \$900,000.00 in the aggregate,
7 unless that amount is increased by an Ordinance supplemental
8 hereto,

9 (b) bear interest at such rate or rates,

10 (c) be dated,

11 (d) be in such denominations,

12 (e) be of such form and tenor,

13 (f) be payable, both as to principal and interest,
14 in such amounts, from and at such time (not later than 30
15 years from the date thereof) and at such place or places, and

16 (g) be subject to redemption prior to their stated
17 maturity on such terms and conditions,
18 all as the County Council may prescribe, determine or provide
19 for in an Administrative Resolution.

20 Section 6. AND BE IT FURTHER ENACTED BY THE
21 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds
22 shall be executed in the name of the County and on its
23 behalf by the County Executive of the County, by his manual
24 or facsimile signature, and the corporate seal of the County
25 or a facsimile thereof shall be impressed or otherwise
26 reproduced thereon and attested by the Director of
27 Administration of the County, by his manual signature. Any
28 Loan Agreement and, where applicable, all other documents
29 as the County Council shall deem necessary to effectuate
30 the issuance, sale and delivery of the Bonds of any series,
31 shall be executed in the name of the County and on its
32 behalf by the County Executive of the County by his manual

1 signature, and the corporate seal of the County or a
2 facsimile thereof shall be impressed or otherwise reproduced
3 thereon and attested by the Director of Administration of
4 the County by his manual signature. In case any officer
5 whose signature or a facsimile of whose signature shall
6 appear on the Bonds of any series or any of the aforesaid
7 documents shall cease to be such officer before the delivery
8 of the Bonds of such series or any of the other aforesaid
9 documents, such signature or such facsimile shall neverthe-
10 less be valid and sufficient for all purposes, the same as
11 if such officer had remained in office until delivery. The
12 County Executive of the County, the Director of Administration
13 of the County and other officials of the County are hereby
14 authorized and empowered to do all such acts and things
15 and execute such documents and certificates as the County
16 Council may determine in an Administrative Resolution to
17 be necessary to carry out and comply with the provisions
18 hereof; and, upon the enactment of this Ordinance, such
19 officials are hereby authorized and empowered to prepare
20 and distribute, in conjunction with representatives of the
21 Industrial Concern and the prospective purchasers of or
22 underwriters for the Bonds of any series, both a preliminary
23 and a final official statement in connection with the sale
24 of the Bonds of any such series, if such preliminary official
25 statement and final official statement are determined to be
26 necessary or desirable for the sale of the Bonds of such
27 series, provided, however, that any such preliminary official
28 statement shall be clearly marked to indicate that it is
29 subject to completion and amendment.

30 Section 7. AND BE IT FURTHER ENACTED BY THE
31 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That prior to
32 the issuance, sale and delivery of the Bonds of any series,

BOOK 7 PAGE 224

1 the County Council shall adopt an Administrative Resolution,
2 pursuant to which the County Council may (without limitation):

3 (a) prescribe the form, tenor, terms and
4 conditions of and security for the Bonds of such series;

5 (b) prescribe the amounts, rate or rates of
6 interest, denominations, date, maturity or maturities
7 (within the limits herein prescribed), the time and place or
8 places of payment of the Bonds of such series, and the terms,
9 conditions and details under which the Bonds of such series
10 may be called for redemption prior to their stated maturity;

11 (c) if necessary, appoint a trustee, a bond
12 registrar and a paying agent or agents for the Bonds of such
13 series;

14 (d) approve the form and contents, and authorize
15 the execution and delivery (where applicable) of a Loan
16 Agreement and such other documents, including (without
17 limitation) trust agreements, guaranties and security
18 instruments, to which the County is a party and which may
19 be necessary to effectuate the issuance, sale and delivery
20 of the Bonds of such series;

21 (e) determine the time of execution, issuance,
22 sale and delivery of the Bonds of such series and prescribe
23 any and all other details of the Bonds of such series;

24 (f) provide for the direct payment by the
25 Industrial Concern of all costs, fees and expenses incurred
26 by or on behalf of the County in connection with the
27 authorization, issuance, sale, delivery and administration
28 of the Bonds of such series, including (without limitation)
29 costs of printing (if any) and issuing the Bonds of such
30 series, legal expenses (including the fees of bond counsel)
31 and compensation to any person (other than full-time
32 employees of the County) performing services by or on behalf
33 of the County in connection therewith;

1 (g) provide for the issuance and sale (subject to
2 the passage at the time of an appropriate ordinance
3 authorizing the same, if necessary) of one or more series
4 of additional bonds and one or more series of refunding
5 bonds; and

6 (h) do any and all things, and authorize the
7 officials of the County to do any and all things necessary,
8 proper or expedient in connection with the issuance, sale
9 and delivery of the Bonds of such series.

10 Section 8. AND BE IT FURTHER ENACTED BY THE
11 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That, as
12 authorized by the Act, the Bonds of each series shall be
13 sold by private (negotiated) sale upon such terms and
14 conditions as shall be approved by the County Council in
15 an Administrative Resolution, unless, at the request of
16 the Industrial Concern, the County Council provides in an
17 Administrative Resolution for the public sale of the
18 Bonds of any series.

19 Section 9. AND BE IT FURTHER ENACTED BY THE
20 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the
21 authority to issue the Bonds is intended and shall be deemed
22 to include the authority to issue bond anticipation notes
23 pursuant to Section 12 of Article 31 of the Annotated Code
24 of Maryland (1976 Replacement Volume and 1980 Cumulative
25 Supplement), as amended (the "Bond Anticipation Note
26 Enabling Legislation"). Reference in this Ordinance to
27 the "Bonds" shall include such bond anticipation notes where
28 appropriate. Prior to the issuance, sale and delivery of
29 any series of bond anticipation notes, the County Council
30 shall adopt a resolution or resolutions which shall prescribe
31 the maturity or maturities, interest rate or rates and other
32 terms of such bond anticipation notes and the price or prices

2001 7 JUL 2006

1 at which said notes will be sold. Such bond anticipation
2 notes shall be sold by private negotiation by the County
3 with a prospective purchaser or purchasers, as authorized
4 by the Bond Anticipation Note Enabling Legislation,
5 unless, upon request of the Industrial Concern, such
6 resolution or resolutions provides that such bond
7 anticipation notes shall be sold at public sale. Any
8 resolution or resolutions adopted pursuant to this Section
9 of this Ordinance shall be deemed to be of an administrative
10 nature. In accordance with the Bond Anticipation Note
11 Enabling Legislation, the County hereby covenants to pay
12 any bond anticipation notes issued pursuant to this Section
13 of this Ordinance and the interest thereon from the proceeds
14 of the Bonds in anticipation of the sale of which such notes
15 are issued, and the County hereby further covenants to issue
16 such Bonds when, and as soon as, the reason for deferring
17 the issuance of the Bonds no longer exists. The timely
18 issuance of such Bonds, however, is dependent upon matters
19 not within the control of the County, including (without
20 limitation) the existence of a purchaser or purchasers for
21 such Bonds at the time the reason for deferring the issuance
22 of the Bonds no longer exists and the effectiveness of
23 various actions taken by the Industrial Concern, its officers,
24 agents and employees.

25 Section 10. AND BE IT FURTHER ENACTED BY THE
26 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the provisions
27 of this Ordinance are severable, and if any provision,
28 sentence, clause, section or part hereof is held illegal,
29 invalid or unconstitutional or inapplicable to any person or
30 circumstances, such illegality, invalidity or
31 unconstitutionality, or inapplicability shall not affect
32 or impair any of the remaining provisions, sentences, clauses,

1 sections, or parts of this Ordinance or their application
2 to other persons or circumstances. It is hereby declared
3 to be the legislative intent that this Ordinance would have
4 been passed if such illegal, invalid or unconstitutional
5 provision, sentence, clause, section or part had not been
6 included herein, and if the person or circumstances to which
7 this Ordinance or any part hereof are inapplicable had been
8 specifically exempted herefrom.

9 Section 11. AND BE IT FURTHER ENACTED BY THE
10 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That this
11 Ordinance has no financial impact on Harford County, Maryland,
12 and, therefore, there is no requirement for a fiscal
13 impact note.

14 Section 12. AND BE IT FURTHER ENACTED BY THE
15 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the
16 Industrial Building and the sale of the Bonds therefor
17 shall not constitute a capital project within the meaning
18 of the Harford County Charter or Code.

19 Section 13. AND BE IT FURTHER ENACTED BY THE
20 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds
21 must be issued and sold within six (6) months from the date
22 on which this Ordinance becomes law; provided, however, that
23 the County Council, upon a showing of good cause after a
24 public hearing held before the County Council prior to or
25 after the expiration of such six (6) month period, may, by
26 administrative resolution, extend the period during which
27 the Bonds may be issued and sold for an additional term not
28 to exceed six (6) months in the aggregate from the date on
29 which the first six (6) month period expired. The County
30 Council, in its sole discretion, shall determine the
31 sufficiency, or lack thereof, of the reasons presented for
32 any requested extension of the six (6) month period. If an

1 extension is granted, notice of such extension and the
2 reasons therefor must be sent to the County Executive. If the
3 Bonds are not issued and sold within said six (6) month
4 period or any approved extension thereof, the authority
5 provided in this Ordinance for the County to issue and sell
6 the Bonds shall expire.

7 Section 14. AND BE IT FURTHER ENACTED BY THE
8 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That this
9 Ordinance is declared to be an emergency measure affecting
10 the public health, safety and welfare as found and
11 determined in the preamble and in Section 1 of this
12 Ordinance, and shall take effect on the date it becomes
13 law.

14
15 EFFECTIVE: November 13, 1981

16
17 The Secretary of the Council does hereby
18 certify that fifteen (15) copies of this Bill
19 are immediately available for distribution to
the public and the press.

20 Angela Markowski, Secretary
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BOOK 7 PAGE 229

BY THE COUNCIL

Read the third time, BILL NO. 81-82

Passed LSD 81-33 (November 10, 1981) ~~XXXXXXXXXXXXXX~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 12th day of November, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Persinger
County ExecutiveDate 11/13/81

BY THE COUNCIL

This Bill (No. 81-82), having been approved by the Executive
and returned to the Council, becomes law on November 13, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16-1982 at 1:00 P.M.
Lib. 7 Folio 263 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: November 13, 1981

81-82

BILL NO. 81-83

BOOK 7 PAGE 230

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-83

Introduced by Council President Hardwicke and Council Member Risacher

Legislative Day No. 81-29 Date October 13, 1981

AN EMERGENCY ACT to amend the Harford County Code of Laws, as amended, by adding new Subsection (j) to Section 2-4, heading, Sale and Acquisition of Real Property, generally, of Article I, heading, In General, of Chapter 2, heading, Administration; to provide for the exemption from application of Section 2-4, all sales, acquisition, leases, or other dispositions pursuant to municipal bond financing.

By the Council, October 13, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: November 10, 1981

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 10, 1981 and concluded on November 10, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-83

1 Section 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD
2 COUNTY, MARYLAND, that Section 2-4, heading, Sale and Acquisition
3 of Real Property Generally, of Article I, heading, In General,
4 of Chapter 2, heading, Administration, all part of the Harford
5 County Code as amended, be, and it is hereby amended by adding
6 new subsection (j) as follows:

7 (j) THE PROVISIONS OF THIS SECTION 2-4 SHALL NOT APPLY
8 TO ANY SALE, ACQUISITION, TRADE, LEASE OR OTHER DISPOSITION
9 OF REAL PROPERTY UNDERTAKEN PURSUANT TO SECTION 266A TO 266I,
10 INCLUSIVE OF ARTICLE 41 OF THE ANNOTATED CODE OF MARYLAND
11 (1978 REPL. VOL., 1980 CUM. SUPP.), AS AMENDED (INDUSTRIAL
12 DEVELOPMENT BONDS), OR PURSUANT TO SECTIONS 13-101 to 13-317,
13 INCLUSIVE, OF THE FINANCIAL INSTITUTIONS ARTICLE OF THE
14 ANNOTATED CODE OF MARYLAND (1980), AS AMENDED (MARYLAND
15 INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY).

16 Section 2. AND BE IT FURTHER ENACTED, that this Act is hereby
17 declared to be an Emergency Act necessary to preserve the health,
18 safety and welfare of the citizens of Harford County, Maryland,
19 by permitting the acquisition of industrial buildings free from
20 the requirements applicable to real property generally and,
21 to that end, this Act shall take effect on the date it becomes
22 law.

23 EFFECTIVE: November 13, 1981
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27 The Secretary of the Council does hereby
28 certify that fifteen (15) copies of this bill
29 are immediately available for distribution to
30 the public and the press.

31 *Angela Markowski*
32 Secretary

7 PAGE 232

BY THE COUNCIL

Read the third time., BILL NO. 81-83

Passed LSD 81-33 (November 10, 1981) ~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 12th day of November, 1981
 at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. G. G. G.
 County Executive
 Date 11/13/81

BY THE COUNCIL

This Bill (No. 81-83), having been approved by the Executive
 and returned to the Council, becomes law on November 13, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 3-16 1982 at 1:00 P.M.
488 Liber 7 Folio 230 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-85 (AS AMENDED)Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-31 Date October 20, 1981

AN EMERGENCY ACT to amend Section 9-18, heading, Solid Waste Disposal Fees of Article II, heading, Waste Disposal Sites Generally, of Chapter 9, heading, Environmental Controls, all part of the Harford County Code as amended; to provide that solid waste extracted outside the County or originating outside the County.. shall, under certain circumstances, be accepted by the County upon payment of the fee for solid waste collected in Harford County.

By the Council, October 20, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: November 17, 1981at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on November 17, 1981 and concluded on November 17, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Section 9-18, heading Solid Waste Disposal
3 Fees of Article II, heading, Waste Disposal Sites Generally,
4 of Chapter 9, heading, Environmental Controls, all part of the
5 Harford County Code, as amended, be, and it is hereby amended,
6 to read as follows:

7 Chapter 9. Environmental Controls.

8 Article II. Waste Disposal Sites Generally.

9 Section 9-18. Solid Waste Disposal Fees.

10 (b) Any solid waste, extracted outside the County or
11 originating outside the County, for deposit in any solid waste
12 facility or landfill operated by or for Harford County and
13 located within Harford County, shall be accepted upon payment
14 of a fee of eighteen dollars (\$18.00) per ton, as determined
15 by vehicle weight or vehicle type and capacity. IF A NON-COUNTY
16 BUSINESS, INDUSTRY, CORPORATION, OR OTHER SIMILAR ENTITY (HEREIN-
17 AFTER REFERRED TO AS "BUSINESS") EXECUTES AN AGREEMENT TO RELOCATE
18 ITS FACILITY TO HARFORD COUNTY WITH A PERIOD OF ~~ONE (1)~~ TWO (2)
19 YEAR YEARS, UPON APPROVAL OF THE AGREEMENT BY A RESOLUTION OF THE
20 COUNTY COUNCIL, THE COUNTY SHALL ESTABLISH AN ESCROW ACCOUNT
21 INTO WHICH SHALL BE PLACED EIGHT DOLLARS (\$8.00) PER TON OF THE
22 EIGHTEEN DOLLARS (\$18.00) PER TON FEE RECEIVED FOR DISPOSAL
23 OF SOLID WASTE AT COUNTY FACILITIES. UPON APPROVAL BY THE COUNTY
24 COUNCIL, THE TWO (2) YEAR PERIOD MAY BE EXTENDED FOR AN ADDITIONAL
25 YEAR. UPON RELOCATION OF THE BUSINESS TO HARFORD COUNTY, WITHIN
26 THE PERIOD STATED IN THE AGREEMENT, THE FUNDS ACCUMULATED IN THE
27 ESCROW ACCOUNT SHALL BE REBATED TO THE BUSINESS.

28 IN THE EVENT THE BUSINESS FAILS TO RELOCATE IN THE
29 PERIOD STATED IN THE AGREEMENT, THE FUNDS IN THE ESCROW ACCOUNT
30 SHALL REVERT TO THE COUNTY IN ACCORDANCE WITH SECTION 9-18(d)
31 OF THE HARFORD COUNTY CODE AS AMENDED.
32

3004 7 PAGE 235

1 Section 2. *And Be It Further Enacted*, that this Act is hereby
2 declared to be an Emergency Act, necessary for the promotion
3 of economic development and employment in Harford County, and
4 shall take effect upon the date it becomes law.

5 EFFECTIVE: January 6, 1982
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81-85

AS AMENDED

DUUN 7 PAGE 236

BY THE COUNCIL

Read the third time, BILL NO. 81-85 (as amended)

Passed LSD 81-38 (December 15, 1981) (with amendments)

~~XXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brangan
County ExecutiveDate 1/6/82

BY THE COUNCIL

This Bill (No. 81-85 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26/ 1982 at 2:00 P.M.
Rec Liber 7 Folio 233 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 6, 1982

81-85
AS AMENDED

BOOK 7 PAGE 237
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-86Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-32 Date November 3, 1981

AN ACT to repeal and re-enact with amendments Section 17-14, heading, Water Pump Contractor's Licenses, and Section 17-16, heading, Registration and Use of License, and 17.26, heading, Bond, all of Article II, heading, Plumbing Code of Chapter 17, heading, Plumbing, of the Harford County Code, as amended, to provide for the elimination of the requirement for a license, registration and bond for water pump contractors.

By the Council, November 3, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 1, 1981at: 7:30 P.M.By Order: Angela Maslovski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 1, 1981 and concluded on December 1, 1981.

Angela Maslovski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County County Of Harford County,*
2 *Maryland,* that Section 17.14, heading, Water Pump Contractor's
3 Licenses, of Article II, heading, Plumbing Code, of Chapter 17,
4 heading, Plumbing, all part of the Harford County Code as amended,
5 be, and it is hereby repealed; and that Section 17.16, heading,
6 Registration and Use of License and Section 17.26, heading,
7 Bond, all part of Article II, heading, Plumbing Code, of Chapter
8 17, heading, Plumbing of the Harford County Code as amended, be,
9 and the sections are hereby repealed and re-enacted with
10 amendments, all to read as follows:

11 Chapter 17, Plumbing.

12 Article II. Plumbing Code.

13 [Section 17.14. Water Pump Contractor's Licenses:

14 This license shall be issued to a person who installs
15 water pumps in wells, springs and cisterns and who is authorized
16 to connect such pumps to the water system of any building used
17 for human occupancy, and who is entitled to secure permits for
18 such work. Such person shall have a regular place of business
19 in the State of Maryland, and shall be qualified to perform
20 such work.]

21 Section 17.14. Reserved.

22 Section 17.16. Registration and Use of License.

23 (a) Every licensed Master Plumber-Gasfitter, Master Gas-
24 fitter, Master Limited Plumber Gasfitter AND On-Site Utility
25 Contractor, [and Water Pump Contractor] shall register with the
26 Administrative Authority the business address and the name under
27 which such business is carried on and shall give immediate notice
28 to the Administrative Authority of any change in either. Such
29 persons shall remove all advertising signs from premises vacated
30 by them and shall not allow their name to be used by another
31 person, firm, company or corporation for the purpose of obtaining
32 permits or for doing the work under a previous occupant's license.

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Angela Marchewski

, Secretary

81-86

1 Section 17.26. Bond.

2 (a) Before any permit to do plumbing or gas fitting work
3 in Harford County is issued, the applicant shall post a bond
4 in favor of Harford County in an amount not less than Three
5 Thousand (\$3,000.00) Dollars.

6 (b) The bonds provided for herein must be issued by bonding
7 companies authorized to do business in the State of Maryland and
8 such bonds shall be conditioned upon the fact that the holder
9 thereof shall comply, in all respect, with each and every
10 applicable provision of this chapter, and all laws and regulations
11 of Harford County and the State of Maryland.

12 (c) Should the bond holder fail or refuse to remove or
13 replace any materials or correct any work which shall have been
14 found not to be in accordance with the provisions of this chapter
15 the Administrative Authority shall have the authority to cause
16 such defective material to work to be removed and/or replaced
17 or such repairs to be made as may be deemed necessary, at the
18 expense of the bond holder. Any work performed by or for the
19 Administrative Authority shall not relieve the bond holder in any
20 way from the responsibility for any work and any remedies or
21 penalties herein mentioned are, in addition to any other remedies
22 or penalties provided by laws of Maryland and the laws of
23 Harford County.

24 (d) The liability of the surety on any bond given pursuant
25 to this chapter and the liability of any bond holder for materials
26 furnished or work performed under this chapter shall not extend
27 to defects in materials or workmanship discovered more than
28 twelve (12) months after completed work has been inspected and
29 approved by the Administrative Authority.

30 (e) THIS PROVISION SHALL NOT APPLY TO WATER PUMP
31 CONTRACTORS.

32 Section 2. *And Be It Further Enacted*, that this Act shall take
effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: February 1, 1982

81-86

81-86

BOOK 7 PAGE 240
BY THE COUNCIL

Read the third time, BILL NO. 81-86

Passed LSD 81-36 (December 1, 1981) ~~XXXXXX~~

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 2nd day of December, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Berrange
County Executive
Date 12/3/81

BY THE COUNCIL

This Bill (No. 81-86), having been approved by the Executive
and returned to the Council, becomes law on December 3, 1981.

Angela Markowski, Secretary

Rec'd & Recorded 4/24 1982 at 2:00 P.M.
LPE Liber 7 Folio 237 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

81-86

■ EFFECTIVE DATE: February ■, 1982

BILL NO. 81-87

BOOK 7 PAGE 241

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-87

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-32 Date November 3, 1981

AN ACT to repeal and re-enact with amendments Schedule A of the Harford County Classification Plan (Ordinance Number 81-29) to provide for certain corrections to several grade designations, and to establish new positions in the County Classified Service.

By the Council, November 3, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 1, 1981

at: 7:30 P.M.

By Order: Angela M. Marshall, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 1, 1981 and concluded on December 1, 1981.

Angela M. Marshall, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-87

81-87

BOOK 7 PAGE 242

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Schedule A of the Harford County Classification
3 Plan, Ordinance Number 81-29, be, and it is hereby repealed and
4 re-enacted all to read as follows:

HARFORD COUNTY

CLASSIFICATION PLAN

Schedule A

Grade

GENERAL ADMINISTRATION

Administrative Assistant I	S-06
Administrative Assistant II	S-08
Administrative Assistant III	S-09
Bus Driver	S-02
Buyer I	S-08
Buyer II	S-10
Coordinator, Commission for Women	M-10
Coordinator, Commission on Aging	M-10
Crisis Intervention Worker	S-02
Assistant County Attorney	M-16
Deputy County Attorney	M-17
Deputy Director Civil Defense	M-10
Dispatcher (D.P.W.)	S-05
Equal Opportunity Officer	S-06
Grants Coordinator	S-12
Grants Specialist I	S-06
Grants Specialist II	S-08
Human Relations Coordinator	M-10
Legal Assistant	S-09

81-87

1	Legislative Drafter	M-11
2	Legislative Research Assistant	S-06
3	Management Analyst	M-12
4	Management Assistant I	M-08
5	Management Assistant II	M-10
6	Management Assistant III	M-12
7	Motor Coach Driver	S-04
8	Nutrition Site Manager	S-01
9	Ombudsman	M-12
10	Outreach Worker	S-04
11	Personnel Analyst	S-10
12	Personnel Assistant	S-07
13	Personnel Clerk I	S-03
14	Personnel Clerk II	S-05
15	Personnel Clerk III	S-06
16	Personnel Specialist	S-08
17	Supervisor Nutrition Project	S-06
18	Telecommo-Graphics Operator	S-04
19	BUILDING MAINTENANCE	
20	Building Maintenance Person	S-04
21	Building Maintenance Mechanic I	S-05
22	Building Maintenance Mechanic II	S-07
23	Building Maintenance Mechanic III	S-09
24	Building Supervisor	M-10
25	Chief Custodian	S-05
26	Custodian	S-01
27	Superintendent of Buildings and Grounds	M-12
28	CLERICAL	
29	Clerk Stenographer I	S-03
30	Clerk Stenographer II	S-04
31	Clerk Typist I	S-02
32	Clerk Typist II	S-03

1	Telecommo/Graphics Supervisor	S-05
2	Mail Room Clerk/Messenger	S-02
3	Office Aide	S-01
4	Secretary I	S-04
5	Secretary II	S-05
6	ENGINEERING	
7	Chief Bureau of Construction and Inspection	M-14
8		
9	Chief Bureau of Engineering Services	M-14
10	Chief Bureau of Special Projects	M-14
11	Chief Construction Inspector	M-12
12	Chief Division of Engineering	M-16
13	Chief Division of Highways	M-15
14	Chief Division of Solid Waste Management	M-14
15		
16	Chief Division of Water and Sewer	M-15
17	CHIEF, MATERIALS AND TESTING	M-12
18	Chief Operation and Maintenance	M-13
19	Civil Engineer I	S-10
20	Civil Engineer II	M-12
21	Civil Engineer III	M-14
22	Construction Inspector I	S-05
23	Construction Inspector II	S-07
24	Construction Inspector III	S-09
25	Draftsman I	S-04
26	Draftsman II	S-05
27	Draftsman III	S-07
28	Engineering Aide I	S-03
29	Engineering Aide II	S-05
30	Engineering Aide III	S-07
31	Engineering Aide IV	S-09
32	Rights-of-Way Agent I	S-06

1	Rights-of-Way Agent II	S-09
2	Rights-of-Way Agent III	M-11
3	Traffic Engineer	[S-12] M-12
4	TREASURY	
5	ACCOUNTANT	M-12
6	Account Clerk I	S-03
7	Account Clerk II	S-05
8	Account Clerk III	S-07
9	Budget Analyst	[S-12]M-15
10	CASHIER I	S-05
11	CASHIER II	S-07
12	Chief of Accounting Operations	M-14
13	Computer Operator [I]	S-06
14	[Computer Operator II	S-09]
15	Computer Operator Trainee	S-05
16	Comptroller	M-14
17	Data Entry Operator I	S-02
18	Data Entry Operator II	S-03
19	Data Entry Leader	S-04
20	Data [Processing] Control Clerk	S-04
21	DATA PROCESSING MANAGER	M-15
22	Data Processing Supervisor	M-13
23	Deputy Comptroller	M-12
24	Deputy Treasurer	M-15
25	Internal Auditor I	S-10
26	Internal Auditor II	S-12
27	Programmer I ENTRY LEVEL	S-07
28	Programmer [II] ANALYST I	S-09
29	Programmer [III] ANALYST II	[M-11] S-11
30	[Programmer Analyst	S-10]
31	SENIOR COMPUTER OPERATOR	S-09
32	Supervisor of General Accounting	M-12

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1	Supervisor of Water and Sewer Accounting	M-12
2		
3	SYSTEMS ANALYST	M-13
4	PARKS AND RECREATION	
5	Activity Coordinator	S-11
6	Chief of Parks and Facilities	M-14
7	Chief of Recreation	M-14
8	Community Director	[S-08] S-10
9	Community Leader	S-06
10	District Supervisor	M-11
11	Park Naturalist	S-08
12	Park Security Worker	S-05
13	Program Coordinator for the Handicapped	S-08
14		
15	Supervisor of Maintenance (P&R)	M-12
16	PLANNING AND ZONING	
17	Planner I	S-10
18	Planner II	S-12
19	Planner III	M-14
20	Planner IV	M-16
21	Planning Assistant I	S-08
22	Planning Assistant II	S-09
23	Urban Design Specialist	M-14
24	Zoning Administrator	M-13
25	Zoning Inspector I	S-07
26	Zoning Inspector II	S-09
27	PUBLIC SAFETY	
28	Animal Control Warden I	S-04
29	Animal Control Warden II	S-05
30	Animal Control Warden III	S-06
31	Assistant Chief (Central Alarm)	M-08
32	Central Records Administrator I	L-15

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1	Central Records Administrator II	L-18
2	Central Records Clerk	L-07
3	Chief Animal Control Warden	M-07
4	Chief Deputy Sheriff	L-24
5	Chief Emergency Equipment Dispatcher	M-09
6	Clerk Dispatcher I	L-07
7	Clerk Dispatcher II	L-08
8	Cook	L-04
9	Coorectional Officer I	L-07
10	Correctional Officer II	L-08
11	Correctional Officer III	L-10
12	Correctional Officer IV	L-13
13	Correctional Officer V	L-17
14	Correctional Officer VI	L-22
15	Correctional Officer VII	L-23
16	Deputy Sheriff I	L-08
17	Deputy Sheriff II	L-10
18	Deputy Sheriff III	L-15
19	Deputy Sheriff - Nurse	L-11
20	Deputy Sheriff IV	L-18
21	Deputy Sheriff V	L-20
22	Deputy Sheriff VI	L-22
23	Deputy Sheriff VII	L-23
24	Emergency Equipment Dispatcher I	S-06
25	Emergency Equipment Dispatcher II	S-07
26	Emergency Equipment Dispatcher III	S-08
27	Maintenance Supervisor I	L-10
28	Maintenance Supervisor II	L-13
29	Secretary I	L-04
30	Secretary II	L-07
31	Security Guard	L-07
32	Steward I	L-10

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1	Steward II	L-13
2	LABOR AND TRADES	
3	Assistant Foreman	H-09
4	Assistant Sign Fabricator	S-04
5	Assistant Storekeeper	H-01
6	Automotive Equipment Supervisor	M-11
7	Automotive Mechanic I	H-09
8	Automotive Mechanic II	H-11
9	Automotive Mechanic Helper	H-06
10	Chauffeur - Laborer (Hwys)	H-05
11	Chauffeur - Laborer (P & R)	H-05
12	Chauffeur - Laborer (W & S)	H-05
13	[Chief-Materials and Testing	S-11]
14	Equipment Operator I	H-06
15	Equipment Operator II	H-08
16	Equipment Operator III	H-11
17	Flag Person	H-00
18	Foreman	M-09
19	Laboratory Technician	S-08
20	Laborer (Hwys) Entry Level	H-00
21	Laborer (P & R) Entry Level	H-00
22	Laborer (W & S) Entry Level	H-00
23	Laborer (Hwys)	H-01
24	Laborer (P & R)	H-01
25	Laborer (W & S)	H-01
26	Landfill Checker	S-01
27	Lubrication Person	H-08
28	Maintenance Person	H-06
29	Maintenance Person (P & R)	H-06
30	Material Inspector I	S-05
31	Material Inspector II	S-07
32	Material Inspector III	S-09

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1	Meter Mechanic	H-06
2	Plant Operator Trainee	S-05
3	Pumping Station Mechanic	S-08
4	Senior Waste Water Plant Operator	S-08
5	Senior Water Plant Operator	S-08
6	Sign Fabricator	S-07
7	Storekeeper	H-08
8	Storekeeper/Maintenance Mechanic (W & S)	H-10
9		
10	Superintendent (Hwys. - W & S)	M-13
11	Superintendent Highways Construction and Drainage	M-13
12		
13	Superintendent Plant Operations	M-12
14	SUPERINTENDENT, SOLID WASTE MANAGEMENT	M-12
15	Supervisor Maintenance (Hwys. - W & S)	M-11
16		
17	Supervisor Operations (W & S)	[S-09] M-09
18	Tire Person	H-02
19	Tractor Trailer Operator	H-07
20	Trades Helper	H-01
21	Utility Person	H-10
22	Waste Water Plant Operator	S-07
23	Watchman	H-00
24	Water Plant Operator	S-07
25	INSPECTIONS	
26	Building Inspector I	S-08
27	Building Inspector II	S-09
28	Building Inspector III	S-11
29	Chief Building Inspector	M-13
30	Chief Electrical Inspector	M-13
31	Chief Permits Clerk	M-09
32	Chief Plumbing Inspector	M-13

1	Electrical Inspector I	S-08
2	Electrical Inspector II	S-09
3	Electrical Inspector III	S-11
4	Permits Clerk	S-07
5	Plans Reviewer	S-08
6	Plumbing Inspector I	S-08
7	Plumbing Inspector II	S-09
8	Plumbing Inspector III	S-11
9	Safety Officer (Division of Safety)	M-13
10	Safety Inspector	S-07
11	Sediment Control Inspector	S-08

12 Section 2. *Be It Further Enacted*, that this Act shall take
13 effect sixty (60) calendar days from the date it becomes law.
14 EFFECTIVE:

15
16 The Secretary of the Council does hereby
17 certify that fifteen (15) copies of this Bill
18 are immediately available for distribution to
the public and the press.

19 Angela Maslowski, Secretary

20
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28 Rec'd & Recorded 4/26 1982 at 3:00 P.
29 Liber 7 Folio 241 & examined per
30 H. Douglas Chilcoat, Clerk, Hartford Co.
31
32

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BY THE COUNCIL

Read the third time. BILL NO. 81-87

Passed LSD 82-1 (January 5, 1982) (with amendments)

~~Failed XXXX Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 6th day of January, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Faraway
County Executive
Date January 7, 1982

BY THE COUNCIL

This Bill (No. 81-87 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
January 7, 1982.

Angela Markowski, Secretary

Rec'd C. P. 4/26 1982 at 2:00 P.M.
742 Liber 7 Folio 241 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 8, 1982

NOTHING INTENDED TO BE RECORDED ON THIS PAGE

BOOK 7 PAGE 251
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-88Introduced by Council President Hardwicke at the request of
the County ExecutiveLegislative Day No. 81-33Date November 10, 1981

AN EMERGENCY ACT to provide for the transfer of appropriations between Capital Projects in the 1978-1979, 1979-1980, 1980-1981 and 1981-1982 General Capital Fund; to provide that a new Project be created in the 1981-1982 General Capital Fund; for the purchase of an office building for County offices; to provide that certain appropriations be transferred from Fiscal Year 1979 Rape Crisis Center Project, from Fiscal Year 1980 Handicapped Facilities Project, from Fiscal Year 1981 Detention Center Lower Level Project, from Fiscal Year 1981 Detention Center Office and Storage Project, from Fiscal Year 1981 Mullin Transfer Facility Project, from Fiscal Year 1981 Madonna Transfer Station Project, from Fiscal Year 1981 Southwest Transfer Facility Project, from Fiscal Year 1982 County Office Building Project to the new Capital Project in the 1981-1982 General Capital Fund.

By the Council, November 10, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 8, 1981at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 8, 1981 and concluded on December 8, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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WHEREAS, the County Executive has recommended that certain appropriations be transferred between certain Capital Projects in the 1978-1979, 1979-1980, 1980-1981 and 1981-1982 General Capital Fund, and that a new Capital Project be created in the 1981-1982 General Capital Fund; and

WHEREAS, Sections 516 and 521 of the Charter of Harford County, Maryland, require that such transfers and creations be authorized by legislative act of the County Council; and

WHEREAS, such a transfer and project creation is necessary to purchase the Equitable Trust Building in Bel Air to be used by the County for office space; and

WHEREAS, this requirement for a transfer conforms with Sections 516, 519 and 521 of the Charter of Harford County, Maryland.

NOW, THEREFORE,
Section 1. *Be It Enacted By The County Council Of Harford County, Maryland*, that the 1978-1979, 1979-1980, 1980-1981 and 1981-1982 General Capital Fund, be, and they are hereby amended, by making an intra-budget transfer of appropriations and funds, and that a new project be, and it is hereby added to the 1981-1982 General Capital Fund, all to read as follows:

Transfer of Appropriations:

From: FY 1978-1979 General Capital Fund

Rape Crisis Center Project	\$ 80,000.00
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Sub Total of Appropriation	\$ 80,000.00
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FY 1980-1981 General Capital Fund

Detention Center Lower Level Project	\$ 181,000.00
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Detention Center Office and Storage Project	\$ 336,500.00
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Mullin Transfer Facility Project	\$ 310,000.00
--	---------------

Madonna Transfer Station Project	\$ 93,880.00
--	--------------

Southwest Transfer Facility Project	\$ 355,940.00
---	---------------

Sub Total of Appropriation	\$1,277,320.00
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1	FY 1981-1982 General Capital Fund	
2	County Office Building Project	50,000.00
3	Sub Total of Appropriation	50,000.00
4	Total Unfunded Appropriations Transferred .	\$1,407,320.00
5	Transfer of Funds:	
6	From: FY 1979-1980 General Capital Fund	
7	Handicapped Facilities Project	
8	Account No. 71-01-03-00-02-00-03-XX	\$ 44,680.00
9	Sub Total of Funds	\$ 44,680.00
10	Total Funds Transferred	\$ 44,680.00
11	To: FY 1981-1982 General Capital Fund	
12	Equitable Trust Building Acquisition	
13	(New Project)	
14	Account No. 71-01-03-00-05-09-XX	\$1,452,000.00
15	Total Funds and Appropriations Requested . .	\$1,452,000.00

16 Section 2. *And Be It Further Enacted*, that this Act is hereby
17 declared to be an Emergency Act, necessary for the governmental
18 operations of Harford County, Maryland, and shall take effect
19 on the date it becomes law.
20 EFFECTIVE: January 6, 1982

The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Angela Marchese, Secretary

BOOK 7 PAGE 254
BY THE COUNCIL

Read the third time, BILL NO. 81-88

Passed LSD 81-38 (December 15, 1981) ~~(with amendments)~~
~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brannan
County Executive
Date 1/6/82

BY THE COUNCIL

This Bill (No. 81-88), having been approved by the Executive
and returned to the Council, becomes law on January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P.
per Liber 1 Folio 251 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-89 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-33 Date November 10, 1981

AN ACT to provide for the transfer of appropriations between various capital projects as approved previously for the years ended June 30, 1972, June 30, 1973 and June 30, 1974, the source of funds for such projects being proceeds of \$6,000,000 Harford County, Maryland Metropolitan Commission Bonds of 1971, \$6,000,000 Harford County, Maryland Metropolitan Commission Bonds of 1972 and \$8,135,000 Harford County, Maryland Public Works Bonds of 1974; to provide that all prior legislation approving a transfer of appropriations among capital projects, where funds have been allocated but not expended for such capital projects as of the date hereof, is hereby repealed.

By the Council, November 10, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 8, 1981

at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 8, 1981 and concluded on December 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-89

Legislative Day No. 81-33

Date: November 10, 1981

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, THAT Harford County, Maryland deems it necessary to transfer appropriations between various capital projects as hereinafter set forth, the source of funding of such appropriations to be proceeds of the sale of Bonds heretofore sold by Harford County, Maryland for water and sewer purposes.

WHEREAS, Harford County, Maryland sold \$6,000,000 Harford County, Maryland Metropolitan Commission Bonds of 1971, the proceeds of which were received on or about November 4, 1971; and

WHEREAS, Harford County, Maryland sold \$6,000,000 Harford County, Maryland Metropolitan Commission Bonds of 1972, the proceeds of which were received on or about December 4, 1972; and

WHEREAS, Harford County, Maryland sold \$8,135,000 Harford County, Maryland Public Works Bonds of 1974, the proceeds of which were received on or about July 10, 1974; and

WHEREAS, Harford County, Maryland deems it necessary to transfer appropriations among various capital projects as hereinafter set forth.

NOW, THEREFORE, in accordance with the Charter of Harford County, Maryland:

SECTION L. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, that \$2,480,267 representing a portion of the proceeds of \$6,000,000 Harford County, Maryland Metropolitan Commission Bonds of 1971 is transferred from the

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1 various capital projects hereinafter described to the capital
2 projects hereinafter described, as follows:

3		<u>FROM</u>	
4	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
5	6020	Winters Run Interceptor - Sewer)	
6	6118	Deer Creek Water System)	\$2,480,267
7	6239	Deer Creek Water System)	
8		<u>TO</u>	
9	6259	Sod Run Waste Water Treatment Plant - Expansion	\$1,675,500
10	6344-3	Aberdeen By-Pass Contract 3	\$ 804,767

11 SECTION 2. BE IT ENACTED BY THE COUNTY COUNCIL OF
12 HARFORD COUNTY, MARYLAND that \$2,193,000 representing a portion
13 of the proceeds of \$6,000,000 Harford County, Maryland
14 Metropolitan Commission Bonds of 1972 is transferred from the
15 capital projects hereinafter described to the capital projects
16 hereinafter described, as follows:

17		<u>FROM</u>	
18	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
19	6221	Water Transmission Otter Point) to Willoughby Woods)	
20	6225	Long Bar to Forest Greens - Water Transmission)	(\$ 475,000)
21			
22	6259	Sod Run)	
23	6061-62	Greenbriar Estates - Water and Sewer	\$ 117,952
24			
25	6161-62	Bright Oaks - Water and Sewer	(\$ 14,000)
26	6163-64	West Riding Water and Sewer	\$ 7,000
27	6146	Edgewood Elementary School - Water	\$ 9,000
28	6156-57	Willoughby Woods - Water and Sewer - Section I	\$ 19,558
29			
30	6166-67	Willoughby Woods - Section II - Water and Sewer	\$ 1,000
31	6138-39	Box Hill, Section II - Water and Sewer	\$ 646,490
32			

FROM

1			
2	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
3	6189	Perryman Wells (6, 7 and 8)	\$ 68,000
4	6182	Perryman Road Water	(\$ 19,000)
5	6188	U.S. Route 40 to Otter Point - Water System	\$ 67,000
6	6172	Magnolia Road - Hanson Road Water System	\$ 96,000
7			
8	6181	Magnolia Trimble Road Water System	\$ 360,000
9			
10	6193-94	Bush Creek Pumping Station, Force Main and Gravity Sewer	\$ 626,000
11	6171	Frogtown Relief Sewer	\$ 172,000
12	6202	Trimble Road Interceptor	\$ 4,000
13	6186	Mountain Road - U.S. 40 Water Booster Station	(\$ 36,000)
14			
15	6174	Mountain Road - U.S. 40 to Singer Road Project	\$ 411,000
16	6206	Water Transmission - Edgewater Village	(\$ 50,000)
17			
18	6207	Rt. 7 Water Transmission - to Abingdon	(\$ 7,000)
19	6205	Sec. 3 - Edgewood - Sod Run Interceptor	\$ 172,000
20			
21	6195	Bynum Ridge Sewer	\$ 17,000

TO

22	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
23	6331	South West Harford - 201 Study	\$ 25,084
24	6344-2	Aberdeen Booster Station	\$ 160,000
25	6344-3	Aberdeen By-Pass	\$1,402,233
26	6279	AHHA Rehabilitation	\$ 36,000
27	6277-1	AHHA Parallel	\$ 100,000
28			
29	6321	Edgewood Meadows Interceptor Parallel	\$ 197,078
30	6333	Spring Meadows Rehabilitation	\$ 13,704
31	6346	Stepney Pumping Station Connector	\$ 210,000
32			

TO

<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
6347	Stepney Pumping Station	\$ 48,901

SECTION 3. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND that \$5,402,796 representing a portion of the proceeds of \$8,135,000 Harford County, Maryland Public Works Bonds of 1974 is hereby transferred from the capital projects hereinafter described to the capital projects hereinafter described, as follows:

FROM

<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
6260	Water Petitions	\$ 90,312
6171	Frogtown Relief Sewer	\$ 206,400
6208	Upper Lake Fanny Sewer	\$ 300,000
6231	Winters Run Pumping Station Rehabilitation	\$ 96,000
6137	Winters Run Interceptor	\$ 358,000
6232	Winters Run South Branch	\$ 436,800
6233	Winters Run From Mountain Branch	\$ 288,062
6235	Ring Factory and Hollingsworth Road	\$ 276,000
6236	Reckford Rd. From Old Joppa Rd.	\$ 132,000
6237	Wildcat Pumping Station and Force Main	\$ 254,000
6238	Wildcat Branch and Reckford Rd.	\$ 226,000
6205	Sec. 3 - Edgewood - Sod Run Interceptor	\$ 174,000
6023	Cranberry Run Interceptor	\$ 247,000
6259	Sod Run Water Treatment Plant Modification	\$ 11,000
6234	Winters Run From Stockton Rd.	\$ 370,000
5046	Deer Creek Water)	\$2,000,000
6239	US Rt. 1 Water-Deer Creek)	
6228	Rt. 24, Belforest-Water	\$ 213,000
6222	Md. Rt. 152 From Md. Rt. 7	\$ 390,000

81-89
AS AMENDED

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1	FROM		
2	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
3	6187	Singer Rd. - Water Storage Tank	\$ 276,000
4	6209	Old Van Bibber Rd.	\$ 36,000
5	6184	Lewis Lane Water Stand Pipe	\$ 360,000
6	6244	U.S. Rt. 40 Water Transmission	\$ 28,060
7	6099	Southampton Interceptor - Sewer	(\$ 47,838)
8	6226	U.S. Rt. 1 Water Transmission	(\$ 286,000)
9	6121	Van Bibber-West Sewer	(\$ 25,000)
10	6193	Bush Creek Pumping Station Modification	(\$ 54,000)
11	6345	Havre de Grace Connector	(\$ 95,000)
12	6329	Fort Hoyle Road Water	(\$ 17,000)
13	6221	Water Transmission - Otter Point Creek	(\$ 134,000)
15	6332	Interim Water Source Study	(\$ 95,000)
16	6340	Long Bar Harbor Water Treat- ment Plant	(\$ 28,000)
17	6343	Havre de Grace Water Study	(\$ 139,000)
18	6344	Aberdeen By Pass - Water	(\$ 445,000)
19	TO		
20	<u>Project No.</u>	<u>Description</u>	<u>Amount</u>
21	6345	Havre de Grace Connector	\$ 907,300
22	6348	Upgrading Havre de Grace Plant	\$1,124,000
23	6350	Havre de Grace Department of Public Works Building	\$--380,000 \$ 250,000
25	6351	Rt. 40 Feeder Lewis Lane to Oakington	\$1,391,000
26	6261	Sewer Petitions	\$ 250,000
27	6347	Stepney Pumping Station	\$ 891,099
28	6379	Perryman Booster Station	\$--171,808 \$ 167,808
30	6385	2nd & 3rd Zone Hydraulic Analysis	\$ 37,589
31	6260	Water Petitions	\$ 250,000
32	<u>6221</u>	<u>Water Transmission - Otter Point Creek</u>	<u>\$ 134,000</u>

81-89
AS AMENDED

1 SECTION 4. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that this Ordinance shall
3 supercede all legislation heretofore enacted by the County Council
4 of Harford County, Maryland whereby appropriations were trans-
5 ferred to projects for which no funds have been expended by
6 Harford County, Maryland since the date of transfer.

7 SECTION 5. BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND that this Ordinance shall
9 take effect sixty (60) days from the date it becomes law.

10 EFFECTIVE: March 23, 1982
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BY THE COUNCIL

Read the third time, BILL NO. 81-89 (as amended)

Passed LSD 82-3 (January 19, 1982) (with amendments)

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 20th day of January, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Garrange
County Executive
Date January 22, 1982

BY THE COUNCIL

This Bill (No. 81-89 (as amended), having been approved
by the Executive and returned to the Council, becomes law on
January 22, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P.M.
Liber 7 Folio 255 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE: March 23, 1982

JUN 7 PAGE 263
COUNTY COUNCILOF
HARFORD COUNTY, MARYLANDBILL NO. 81-90Introduced by Councilman RahlLegislative Day No. 81-33Date November 10, 1981

AN EMERGENCY ACT to repeal and re-enact with amendments Subsection 21A.3(c) of Section 21A.3, heading, Council Action, of Article 21A, heading, Comprehensive Zoning Review, of the Harford County Zoning Ordinance Number 6, as amended, to delete the requirement that all alterations or changes proposed by the County Council to the report of the Director of Planning shall be explained by the County Council in the County Council minutes upon adoption of each alteration.

By the Council, November 10, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 8, 1981at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 8, 1981 and concluded on December 8, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-90

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Subsection 21A.3(c) of Section 21A.3, heading,
3 Council Action, of Article 21A, heading, Comprehensive Zoning
4 Review, of the Harford County Zoning Ordinance Number 6, as amended,
5 be, and it is hereby repealed and re-enacted with amendments,
6 all to read as follows:

7 Section 21A.3 - Council Action.

8 (c) All alterations or changes proposed by the Council
9 pursuant to (b) above shall be voted upon by the Council as
10 individual issues. [and each vote and the reasons therefor shall
11 be recorded in the Council minutes.]

12 Section 2. *And Be It Further Enacted By The County Council Of*
13 *Harford County, Maryland,* that this Act is hereby declared to be
14 an Emergency Act, necessary for the orderly growth of the county
15 and it shall take effect upon the date it becomes law.

16 EFFECTIVE: January 22, 1982

17
18 *The Secretary of the Council does hereby*
19 *certify that fifteen (15) copies of this Bill*
20 *are immediately available for distribution to*
21 *the public and the press.*

22 *Angela Markowski*, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 81-90

Passed LSD 82-3 (January 19, 1982) ~~(with amendments)~~

~~Failed XXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 20th day of January, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Barranger
County Executive
Date January 22, 1982

BY THE COUNCIL

This Bill (No. 81-90), having been approved by the
Executive and returned to the Council, becomes law on
January 22, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P. M.
H. Douglas Chilcoat, Clerk, Harford Co.
Folio 263 & examined per

EFFECTIVE DATE: January 22, 1982

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-91 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 81-34 Date November 17, 1981

AN ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide funds for three positions A POSITION for five months salaries SALARY, insurance, benefits and equipment for the Office of the Director of Administration and the Department of the Treasury.

By the Council, November 17, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: December 15, 1981

at: 7:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 15, 1981 and concluded on December 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 267

WHEREAS, the County Executive has recommended a supplemental appropriation to the current expense budget for the fiscal year ending June 30, 1982, in accordance with Section 517 of the Charter of Harford County, Maryland; and

WHEREAS, such funds are necessary to fund these positions in Harford County; and

WHEREAS, the Treasurer has certified that such funds are available for appropriation.

NOW, THEREFORE,
Section 1. *Be It Enacted By The County Council of Harford County, Maryland,* that the current expense budget for the fiscal year ending June 30, 1982, be, and it is hereby amended by making an appropriation from the General Fund Reserve for Contingency in the below listed amounts for the purpose detailed:

Appropriation:

From: General Fund Reserve for Contingency

Account-#70-13-17-00-01-00-07-01-:--\$40,208.00

To:---General-Fund-for-Director-of-Administration

Account-#70-01-32-00-01-00-01-XX-:--\$10,405.00

Account-#70-01-32-00-01-00-11-XX-:--\$---575.00

Total-Director-of-Administration-:--\$10,980.00

To:---General-Fund-Department-of-the-Treasury

Division-of-Finance

Account-#70-01-29-00-01-00-01-XX-:--\$-8,300.00

Account-#70-01-29-00-01-00-11-XX-:--\$---575.00

Sub-Total-:--\$-8,875.00

Division-of-Data-Processing

Account-#70-01-29-00-02-00-01-XX-:--\$12,185.00

Account-#70-01-29-00-02-00-11-XX-:--\$---400.00

Sub-total-:--\$12,585.00

Total-Department-of-the-Treasury-:--\$21,460.00

BOOK 7 PAGE 268

1 To:----General-Fund-Insurance
2 Worker's-Compensation
3 Account-#70-01-96-00-07-00-14-19-----\$---834.00
4 Sub-Total-----\$---834.00
5 Insurance---Life
6 Account-#70-01-96-00-08-14-20-----\$---154.00
7 Sub-Total-----\$---154.00
8 Insurance---Blue-Cross/Blue-Shield
9 Account-#70-01-96-00-09-00-14-07-----\$-1,853.00
10 Sub-Total-----\$-1,853.00
11 Insurance---Dental-Plan
12 Account-#70-01-96-00-10-00-14-14-----\$---232.00
13 Sub-Total-----\$---232.00
14 Total-Insurance-----\$-3,073.00
15 To:----General-Fund-Benefits
16 Federal-Unemployment-Tax
17 Account-#70-01-97-00-04-00-14-04-----\$---154.00
18 Sub-Total-----\$---154.00
19 Benefits---Social-Security
20 Account-#70-01-97-00-05-00-14-05-----\$-2,070.00
21 Sub-Total-----\$-2,070.00
22 Benefits---Retirement
23 Account-#70-01-97-00-06-00-14-11-----\$-2,471.00
24 Sub-Total-----\$-2,471.00
25 Total-Benefits-----\$-4,695.00
26 Total-General-Fund-Appropriation-----\$40,208.00
27 Account #70-13-17-00-01-00-07-01 \$15,653.00
28 To: General Fund
29 Department of the Treasury
30 Division of Data Processing
31
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BOOK 7 PAGE 269

1 Account #70-01-29-00-02-00-01-XX \$12,183.00
2 #70-01-29-00-02-00-11-XX \$ 400.00
3 Total Department of the Treasury \$12,583.00

4 To: General Fund

5 Insurance - Workers' Compensation
6 Account #70-01-96-00-07-00-14-19 \$ 329.00
7 Insurance - Life
8 Account #70-01-96-00-08-00-14-20 \$ 61.00
9 Sub-Total \$ 61.00
10 Insurance - Blue Cross/Blue Shield
11 Account #70-01-96-00-09-00-14-07 \$ 731.00
12 Sub-Total \$ 731.00
13 Insurance - Dental Plan
14 Account #70-01-96-00-10-00-14-14 \$ 91.00
15 Sub-Total \$ 91.00
16 Total Insurance \$ 1,212.00

17 To: General Fund

18 Benefits - Federal Unemployment Tax
19 Account #70-01-97-00-04-00-14-04 \$ 67.00
20 Sub-Total \$ 67.00
21 Benefits - Social Security
22 Account #70-01-97-00-05-00-14-05 \$ 816.00
23 Sub-Total \$ 816.00
24 Benefits - Retirement
25 Account #70-01-97-00-06-00-14-11 \$ 975.00
26 Sub-Total \$ 975.00
27 Total Benefits \$ 1,858.00
28 Total General Fund Appropriation \$15,653.00

29 Section 2. *And Be It Further Enacted*, that this Act shall take
30 effect sixty (60) calendar days from the date it becomes law.
31 EFFECTIVE: March 23, 1982
32

BOOK 7 PAGE 270
BY THE COUNCIL

Read the third time. BILL NO. 81-91 (as amended)

Passed LSD 82-3 (January 19, 1982) (with amendments)

~~XXXXXX XXXX XXXX XXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 20th day of January, 19 82
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Robert J. Barranger
County Executive
Date January 22, 1982

BY THE COUNCIL

This Bill (No. 81-91 (as amended), having been approved
by the Executive and returned to the Council, becomes law on
January 22, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P. M.
H. Douglas Chilcoat, Clerk, Harford Co.
Folio 266 & examined per

EFFECTIVE DATE: March 23, 1982

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-92

Introduced by Councilwoman Risacher and Council President Hardwicke
at the request of the County Executive

Special

Legislative Day No. 81-35

Date November 19, 1981

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project) Series A", in a principal amount not to exceed One Million Six Hundred Thousand Dollars (\$1,600,000) pursuant to the provisions of Section 266A to 266I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1981 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the acquisition of an industrial building in Harford County, Maryland, pursuant to the provisions of Section 103(b)(A) of the Internal Revenue Code of 1954, as amended, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenue derived from payments by Hab Baker, III, to Harford County, Maryland, on account of the subsequent sale of the Industrial Building to Hab Baker, III, and (ii) any and all monies realized from the sale of the collateral as described herein, and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise,

By the Council, November 19, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 15, 1981

at: 7:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 15, 1981 and concluded on December 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW; [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

(i) indebtedness of Harford County, Maryland, or of any other political subdivisions, (ii) a charge against the general credit or taxing powers of Harford County, Maryland or (iii) a capital project under the Charter or local laws of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including without limitation, (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; and providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds; and the

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

PLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 273
COUNTY COUNCIL

OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

amount of the industrial development revenue bonds to be sold (not exceeding \$1,600,000); authorizing the execution of the statement of election required by Section 103(b)(6)(D) of the Federal Internal Revenue Code of 1954, as amended; and providing for the method(s) for determining the principal amount of the bonds not exceeding \$1,600,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council and generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, indicating that this Ordinance has no financial impact on Harford County and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 274

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND
BILL NO. 81-92

Special Legislative Session Day 31-35 Date: November 19, 1981

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY,
MARYLAND, THAT Harford County, Maryland is hereby authorized and
empowered to issue and sell its industrial development revenue
bonds to be designated "Harford County, Maryland Industrial
Development Revenue Bonds (Edgewood Heights Apartments Project)
Series A", in the principal amount not exceeding One Million
Six Hundred Thousand Dollars (\$1,600,000), pursuant to the
provisions of Section 266A to 266I, inclusive, of Article 41 of
the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.),
as amended, for the sole and exclusive purpose of
financing the acquisition by Harford County, Maryland of an
industrial building in Harford County, Maryland pursuant to the
provisions of Section 103(b)(4)(A) of the Internal Revenue Code
of 1954, as amended, as provided in this Ordinance; making certain
legislative findings, among others, concerning the public benefit
and purpose of such industrial development revenue bonds;
providing that such industrial development revenue bonds (a) shall
be payable solely and only from (i) revenues derived from
payments by Hab Baker, III, to Harford County, Maryland, (ii) any
and all monies realized from the sale of collateral and
(iii) any other funds available for such purpose and (b) shall
not ever constitute, within the meaning of any constitutional
or charter provision or otherwise, (i) an indebtedness of Harford
County, Maryland, or of any other political subdivision (ii) a
charge against the general credit or taxing powers of Harford
County, Maryland; authorizing the private (negotiated) sale of

1 such industrial development revenue bonds; prescribing certain
2 details pertaining to such industrial development revenue bonds,
3 including, without limitation, (a) that the amount, dates and
4 maturity schedule of such industrial development revenue bonds,
5 the interest rate to be paid on such industrial development
6 revenue bonds, the prepayment penalty provision, if any, relating
7 to such industrial development revenue bonds, the denomination
8 of the bonds, the terms, conditions and security for such
9 industrial development revenue bonds, including the authorization,
10 execution and delivery of the various documents necessary or
11 appropriate in connection with such industrial development revenue
12 bonds shall be approved by resolution of the Harford County
13 Council, and (b) the form and tenor of such industrial development
14 revenue bonds; authorizing the execution of the statement of
15 election required by Section 103(b)(6)(D) of the Federal Internal
16 Revenue Code of 1954, as amended; and generally providing for
17 and determining various matters in connection with the authoriza-
18 tion, issuance, security, sale and payment of such industrial
19 development revenue bonds; and providing for the method(s) for
20 determining the principal amount of the bonds not exceeding
21 \$1,600,000, payment dates, maturity schedule, interest rates,
22 prepayment penalties, denomination of bonds and the terms, con-
23 ditions and security for the bonds including authorization,
24 execution and delivery of documents necessary or appropriate in
25 connection with the bonds and/or the security therefor, pursuant
26 to resolution(s) approved by the Harford County Council.

RECITALS

Sections 266A to 266I, inclusive, of Article 41 of the Annotated Code of Maryland (1973 Repl. Vol., 1981 Cum. Supp.) as amended, (the "Act") empowers all the Counties and Municipalities of the State of Maryland to issue revenue bonds for the acquisition (as defined in the Act) of an industrial building (as defined in the Act) for subsequent sale or lease to an industrial concern (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State, to encourage the increase of industry and a balanced economy in the State, to assist in the retention of existing industry in the State through the control, reduction or abatement of pollution of the environment (where the proceeds of bonds are used for that purpose), to promote economic development, to promote natural resources and, in this manner, to promote the health, welfare and safety of the residents of each of the Counties and Municipalities of the State of Maryland.

Harford County, Maryland (the "County") has determined to issue and sell its Harford County, Maryland Industrial Development Bonds (Edgewood Heights Apartments Project) Series A, in an amount not exceeding \$1,600,000 (the "Bonds") and to use the proceeds of the Bonds for the acquisition of an industrial building (within the meaning of the Act) (the "Industrial Building") from Richard E. Rudolph (the "Owner") on the terms and conditions set forth in agreements to be entered into by and between the County, the Owner and others (the "Purchase Agreements"), as provided by this Ordinance and in resolutions to be passed from time by the County Council of Harford County, Maryland for the subsequent sale of the Industrial Building to Rab Baker, III, an individual residing in Hampton, Virginia (the "Industrial Concern") on the terms and conditions set forth in agreements to

1 be entered into by and between the County, the Industrial
2 Concern and others (the "Sale Agreements"), as provided by this
3 Ordinance and in Resolutions to be passed from time to time by
4 the County Council of Harford County, Maryland and thereby
5 relieve conditions of unemployment in the State of Maryland
6 and in Harford County, Maryland, and thus encourage economic
7 development and protect the health, welfare and safety of the
8 citizens of the State of Maryland and Harford County, Maryland.

9 The County conditions the issuance of the Bonds upon
10 the pledge and covenant of the Industrial Concern to expend an
11 additional \$500,000 on the renovation and improvement of the
12 Industrial Building in accordance with the terms and conditions
13 set forth in Exhibit 1 attached hereto.

14 The County further conditions the issuance of these Bonds
15 upon the pledge and covenant of the Industrial Concern to
16 maintain the Industrial Building pursuant to the requirements of
17 Section 103(b)(4) of the Internal Revenue Code of 1954, as
18 amended.

19 The Bonds will be sold at private (negotiated) sale to
20 the Owner and will be payable solely from the Receipts and
21 Revenues paid to the County by the Industrial Concern pursuant
22 to the Sale Agreements and the Purchase Agreements.

23 The Owner will execute and deliver or cause to be
24 executed and delivered (a) a special warranty deed conveying the
25 Industrial Building to the County; (b) and such other Purchase
26 Agreements as may be necessary or appropriate to accomplish the
27 foregoing and to indicate that the issuance and sale of the Bonds
28 and the execution and delivery of the Purchase Agreements and
29 Sale Agreements are to be without any liability of any kind on
30 the part of the County.

31 The County received a letter of intent from the
32

1 Industrial Concern dated October 12, 1981 (the "Letter of Intent")
2 requesting the County to participate in the financing of the
3 acquisition of the Industrial Building in an amount not to
4 exceed \$1,600,000, as generally described above. The Letter of
5 Intent was approved by the County Council of Harford County,
6 Maryland (the "County Council") by Resolution Number 50-81,
7 adopted on October 13, 1981 and accepted by the County Executive
8 and the President of the County Council on October 13, 1981
9 subject to the adoption of this Ordinance.

10 NOW, THEREFORE, in accordance with the terms and
11 provisions of the Act and the Charter of Harford County, Maryland:

12 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
13 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act, it is
14 hereby found and determined as follows:

15 1. The issuance and sale of the Bonds by the County for
16 the acquisition of the Industrial Building (within the meaning of
17 the Act) pursuant to the Act will facilitate and expedite the
18 acquisition of the Industrial Building by the Industrial Concern.
19 The Industrial Building will consist of the Edgewood Heights
20 Apartments Complex, containing land (described in Exhibit 2
21 attached hereto) improved by one-story, concrete block, residential
22 apartments , 14,000 square feet of warehouse space and open
23 space which will be developed to provide additional units of
24 multi-family housing.

25 2. The acquisition of the Industrial Building by the
26 County and the subsequent sale of the Industrial Concern as
27 provided in this Ordinance will promote the declared legislative
28 purposes of the Act by (a) sustaining jobs and employment, thus
29 relieving conditions of unemployment in the State of Maryland and
30 in Harford County, Maryland; (b) encouraging the increase of
31 industry and a balanced economy in the State of Maryland and in
32 Harford County; Maryland (c) assisting in the retention of

1 existing industry in the State of Maryland and in Harford County,
2 Maryland; (d) promoting economic development; and (e) promoting
3 the health, welfare and safety of the residents of Harford
4 County, Maryland, and in the State of Maryland; and it is further
5 declared that an emergency exists in the County with respect to
6 a need for housing for persons of low or moderate income and a
7 need to increase economic and industrial development.

8 3. It is in the best interests of the citizens of the
9 County to finance the acquisition of the Industrial Building by
10 a purchase by the County and subsequent sale of the Industrial
11 Building to the Industrial Concern.

12 4. Neither the Bonds nor the interest thereon will
13 constitute (a) a general obligation of the County or (b) a
14 charge against or pledge of the general credit or taxing powers
15 of the County within the meaning of the Constitution of Maryland
16 or any constitutional, statutory or charter provision or limita-
17 tion, and neither shall ever constitute or give rise to any
18 pecuniary liability on the part of the County. The principal of
19 and interest on the Bonds shall be payable solely from payments
20 made by the Industrial Concern to the County pursuant to the
21 sale of the Industrial Building to the Industrial Concern and
22 secured by (a) an assignment of the revenues realized and the
23 collateral pledged under the Purchase Agreements and Sale Agree-
24 ments; and (b) such other Agreements as may be necessary or
25 appropriate. The principal amount of the Bonds and the
26 repayments to be made by the Industrial Concern pursuant to the
27 Sale Agreements authorized will be paid to an escrow agent as
28 agent for the holders of the Bonds ("Agent"). No such monies
29 will be comingled with the County's funds or will be subject
30 to the control of the County. The transactions authorized hereby
31 do not constitute the acquisition of property for public use or the
32 purchase of equipment for public use. The public purposes expressed

1 in the Act are to be achieved by facilitating the acquisition
2 of the Industrial Building by the County solely for subsequent
3 sale to the Industrial Concern.

4 5. The security for the Bonds shall be solely and
5 exclusively (a) the absolute, irrevocable and unconditional
6 obligation of the Industrial Concern to make the payments required
7 by the Sale Agreements and (b) monies realized from any and all
8 collateral (including the Industrial Building) pledged as
9 security for the Sale.

10 6. None of the receipts and revenues of the County from
11 the Bonds or the Agreements shall be set aside as a depreciation
12 account (mentioned in the Act).

13 7. The best interests of the County will be served by
14 selling the Bonds to the Owner at private (negotiated) sale,
15 as authorized by the Act upon the terms and conditions approved
16 by the County as set forth in this Ordinance.

17 Section 2. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
18 OF HARFORD COUNTY, MARYLAND that subject to the provisions of
19 this Ordinance, the County is authorized and empowered, pursuant
20 to the Act, to issue and sell its Harford County, Maryland
21 Industrial Development Revenue Bonds (Edgewood Heights Apartment
22 Project) Series A, in a principal amount not to exceed One
23 Million Six Hundred Thousand Dollars (\$1,600,000), such Bonds to
24 be solely and exclusively payable from revenue derived by the
25 County from payments pursuant to the Sale Agreements by the
26 Industrial Concern, and secured as provided herein. The Bonds
27 shall be designated "Harford County, Maryland Industrial
28 Development Revenue Bonds (Edgewood Heights Apartment Project)
29 Series A", shall bear interest and be payable as provided in
30 subsequent administrative resolutions approved by the Harford
31 County Council, and shall be in substantially the form as may be
32 approved by administrative resolutions of the Harford County
33 Council.

1 Section 3. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND, that, in consideration
3 of the purchase and acceptance of the Bonds by those who
4 shall hold the same from time to time, (i) this Ordinance
5 shall be deemed to be and shall constitute a contract between
6 the County and the holder from time to time of the Bonds; and
7 (ii) the agreements described herein and the covenants to be
8 performed by or on behalf of the County shall be for the
9 benefit, protection and security of the holder of the Bonds.

10 Section 4. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that simultaneously
12 with the issuance and sale of the Bonds, the County will,
13 pursuant to the terms of the Purchase Agreements and the Act,
14 cause the proceeds of sale thereof to be applied to the acqui-
15 sition of the Industrial Building in accordance with the provisions
16 of the Act, this Ordinance and the Resolutions.

17 Subsequent to such acquisition the County will,
18 pursuant to the Sale Agreements, deliver a quit claim
19 deed to Hab Baker, III, conveying the Industrial Building
20 subject to the terms and conditions set forth in the
21 Purchase Agreements, the Sale Agreements, in accordance with
22 the provisions of the Act, this Ordinance and the Resolutions.

23 Section 5. BE IT FURTHER ENACTED BY THE COUNTY
24 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
25 that it will promptly pay the principal of and interest on the
26 Bonds and premium, if any, at the place, on the dates and in
27 the manner provided in this Ordinance and in the Bonds according
28 to their true intent and meaning; provided that the Bonds,
29 together with interest thereon, shall be the limited obligation
30 of the County payable solely from the monies derived from (a)
31 the Sale Agreements and the sale of any collateral pledged
32 thereunder, and (b) all other security referred to in this

1 Ordinance, and shall be a valid claim of the holder thereof
2 only against such monies, which monies shall be used for no
3 other purpose than to pay the principal of and interest on the
4 Bonds and expenses authorized by the Act (except as may be
5 otherwise expressly authorized in this Ordinance). Neither
6 the Bonds nor the interest payable thereon shall ever constitute
7 an indebtedness or a charge against the general credit or taxing
8 powers of the County within the meaning of any constitutional
9 or charter provision or statutory limitation and neither shall
10 ever constitute or give rise to any pecuniary liability of the
11 County.

12 Section 6. BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the Bonds
14 and the interest thereon shall be made to the registered owner
15 thereof by the Agent. All payments of principal, interest and
16 other charges required by this Ordinance or the Bonds shall
17 be made to the Agent at the address to be set forth in the
18 Sale Agreements, in immediately available funds. Interest on
19 the Bonds shall be calculated on the basis of a 360-day year
20 factor to be applied to actual days elapsed. If any principal
21 and/or interest payment on the Bonds falls due on a Saturday,
22 Sunday or public holiday at the place of payment thereof,
23 then such date shall be extended to the next succeeding full
24 banking day at such place.

25 When the principal of and interest on the Bonds shall
26 have been fully paid, the Bonds shall forthwith be surrendered
27 to the Bond Registrar for cancellation.

28 Section 7. BE IT FURTHER ENACTED BY THE COUNTY
29 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall be
30 registered as to both principal and interest pursuant to the
31 requirements of Section 103(b)(4) of the Federal Revenue Code
32 of 1954, as amended. The Agent shall serve as Bond Registrar,

1 and it shall keep at its principal office, for so long as the
2 Bonds remain outstanding, books for the registration and trans-
3 fer of the bonds.

4 The Bonds shall be transferable only upon the books
5 maintained by the Bond Registrar by the registered owner
6 thereof in person or by his attorney duly authorized in
7 writing, upon surrender thereof together with a written instru-
8 ment of transfer satisfactory to the Bond Registrar duly
9 executed by the registered owner or his duly authorized attorney.

10 The County, the Agent and the Bond Registrar may deem
11 and treat the person in whose name the Bonds shall be registered
12 as the absolute owner of the Bonds, whether the Bonds shall be
13 overdue or not, for the purpose of receiving payment of, or
14 on account of, the principal of and interest on the Bonds and
15 for all other purposes, and all such payments so made to
16 such registered owner or upon his order shall be valid and
17 effectual to satisfy and discharge the liability upon the
18 Bonds to the extent of the sum or sums so paid, and neither
19 the County nor the Agent nor the Bond Registrar shall be
20 affected by any notice to the contrary.

21 The Bonds shall be in the denomination of Five
22 Thousand Dollars (\$5,000) each or in such other denomination
23 as may be approved in the Resolution(s) adopted by the
24 Harford County Council.

25 Section 8. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
27 to assist in the financing of the Industrial Building by the
28 acquisition of the Industrial Building by the County in an
29 amount not to exceed One Million Six Hundred Thousand Dollars
30 (\$1,600,000) as described generally in the Letter of Intent,
31 by authorizing the issuance and sale of the Bonds pursuant to
32 the Act, and by using the proceeds thereof for the purposes

1 described in this Ordinance, pursuant to agreements and other
2 documents as may be approved by Resolutions adopted by the
3 Harford County Council. This Ordinance is expressly
4 conditioned on the pledges and covenants of the Industrial
5 Concern (a) to expend not less than \$500,000 on the renovation
6 and improvement of the Industrial Building, as set forth in
7 Exhibit 1, (b) to maintain the Industrial Building pursuant to
8 the requirements set forth in Section 103(b)(4) of the Internal
9 Revenue Code of 1954, as amended and (c) to pay the sum of
10 \$500,000 to an agent in form and substance satisfactory to
11 the Director of Planning of the County, to provide the funds
12 necessary to make the renovations and improvements described
13 in Exhibit 1.

14 Section 10. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, the execution and
16 delivery of the Bonds, the Purchase Agreements, and all other
17 documents necessary to evidence and secure the Bonds and all
18 such Agreements are hereby authorized. The Bonds and all other
19 Agreements shall be executed on behalf of the County by the
20 County Executive of the County by his signature, and the
21 corporate seal of the County shall be impressed or otherwise
22 reproduced thereon and attested by the Director of Administra-
23 tion of the County by his manual signature. In case any
24 officer whose signature shall appear on the Bonds or any of the
25 aforesaid documents shall cease to be such officer before the
26 delivery of the Bonds or any of the other documents aforesaid,
27 such signature shall nevertheless be valid and sufficient for
28 all purposes, the same as if such officer had remained in
29 office until delivery. The County Executive, the Director of
30 Administration and other officials of the County shall do all
31
32

1 such acts and things and execute such supporting documents and
2 certificates as may be necessary to carry out and comply with
3 the provisions hereof, including, but not limited to, the
4 Statement of election required by Section 103(b)(6)(D) of
5 the Internal Revenue Code of 1954, as amended. Before the
6 execution and delivery of the Bonds by the County Executive,
7 the County shall have received a certificate signed by the Owner
8 and satisfactory to counsel for the County stating that (a) the
9 Owner has purchased the Bond in consideration for the sale of
10 the Industrial Building and not with a view to redistribute the
11 same to the general public, and (b) the Owner has not relied
12 upon the County or its agents for or received from the County
13 or its agents any information concerning the financial condition
14 or other information of the Industrial Concern.

15 Section 11. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
17 this Ordinance are severable, and if any provision, sentence,
18 clause, section or part thereof is held illegal, invalid or
19 unconstitutional or inapplicable to any person or circumstances,
20 such illegality, invalidity, unconstitutionality or
21 inapplicability shall not affect or impair any of the remaining
22 provisions, sentences, clauses, sections, or parts of this
23 Ordinance or their application to other persons or circumstances.
24 It is hereby declared to be the legislative intent that this
25 Ordinance would have been passed if such illegal, invalid or
26 unconstitutional provisions, sentence, clause, section or part
27 had not been included herein, and if the person or circumstances
28 to which this Ordinance or any part hereof are inapplicable had
29 been specifically exempted herefrom.

30 Section 12. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council
32 of Harford County, Maryland, by administrative resolution, may

1 change the amount of Bonds to be sold but not in excess of
2 One Million Six Hundred Thousand Dollars (\$1,600,000), provide
3 for the maturity schedule of the Bonds, the interest payable
4 on the Bonds, the date of the Bonds, the dates of payment of
5 interest and principal on the Bonds, provide for prepayment
6 provisions with respect to payment of the Bonds prior to their
7 maturity and provide for the execution of any and all agreements
8 necessary or appropriate to accomplish the issuance and sale of
9 the Bonds, in the manner herein described or in any other manner
10 consistent with Sections 266A to 266I, inclusive, of
11 Article 41 of the Annotated Code of Maryland (1978 Repl.
12 Vol., 1981 Cum. Suppl), so long as the County has no pecuniary
13 liability with respect to the payment of principal and interest
14 on the Bonds.

15 Section 13. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
17 the County, including the expenses of private attorneys
18 employed by the County in connection with the issuance and
19 sale of the Bonds shall be paid by the Industrial Concern.

20 Section 14. BE IT FURTHER ENACTED BY THE COUNTY
21 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
22 Building and the sale of the Bonds therefor shall not constitute
23 a capital project within the meaning of the Harford County
24 Charter or Code.

25 Section 15. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial Concern
27 shall pay or make arrangements for the payment of any taxes,
28 assessments or charges which may be lawfully levied, assessed
29 or charged against the Industrial Building and the land
30 underlying the Industrial Building, or, in the event such
31 charge may not be made due to ownership of legal title by
32 the County, the Industrial Concern agrees to make payments to or

1 make arrangements for the payment to the County of amounts
2 equal to taxes which the County would otherwise have the right
3 to assess.

4 Section 16. BE IT FURTHER ENACTED BY THE COUNTY
5 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
6 indemnity, defense and hold harmless agreement shall be
7 executed by both the Owner and the Industrial Concern, in form
8 and substance satisfactory to counsel for the County, as
9 provided in the Letter of Intent, prior to the issuance of the
10 Bonds.

11 Section 17. BE IT FURTHER ENACTED BY THE COUNTY
12 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when issued,
13 shall be executed in the name of Harford County, Maryland, by
14 the facsimile or manual signature of the County Executive
15 of Harford County, Maryland, and a facsimile of the corporate
16 seal of the County shall be imprinted on each of the Bonds
17 attested by the manual signature of the Director of
18 Administration of Harford County. The facsimiles of said
19 signature and said seal shall be engraved, printed or
20 lithographed on each of the Bonds in accordance with and
21 pursuant to the authority of Section 13-18, inclusive,
22 of Article 31 of the Annotated Code of Maryland (1976 Repl.
23 Vol., 1981 Supp.).

24 Section 18. BE IT FURTHER ENACTED BY THE COUNTY
25 COUNCIL OF HARFORD COUNTY, MARYLAND, that the Bonds must be
26 issued and sold within six (6) months from the date on which
27 this Ordinance becomes law; provided, however, that the County
28 Council after a showing of good cause after a public hearing
29 held before the County Council prior to or after the expiration
30 of such six (6) month period, may extend the period during
31 which the Bonds may be issued and sold for such additional terms
32 not to exceed six (6) months from the date on which the first

1 six (6) month period expired. The County Council, in its
2 sole discretion, shall determine the sufficiency, or lack
3 thereof, of the reasons presented for any requested extension
4 of the six (6) month period. If an extension is granted, notice
5 of such extension and the reasons therefor must be sent to the
6 County Executive. If the Bonds are not issued and sold within
7 said six (6) month period or any approved extension thereof,
8 the authority provided in this Ordinance for the County to issue
9 and sell the Bonds shall expire.

10 Section 19. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance has
12 no financial impact on Harford County, Maryland and, therefore,
13 there is no requirement for a fiscal impact note.

14 Section 20. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance is
16 declared to be an emergency measure affecting the public
17 health, safety or welfare and shall take effect on the date it
18 becomes law.

19
20 EFFECTIVE: January 6, 1982

21 The Secretary of the Council
22 does hereby certify that fifteen
23 (15) copies of this Bill are
24 immediately available for
25 distribution to the public and
26 the press.

27 Angela Markowski
28 Secretary
29
30
31
32

At closing of the sale of Edgewood Apartments, \$500,000.00 will be funded from bonds issued by Harford County and sold to a private lender. The \$500,000.00 will be used by Mr. Baker to accomplish repairs and buy equipment as set out below.

To be accomplished by Harford County:

The government of Harford County, Maryland will resurface the streets interior to the southern portion of the project as it presently exists, and install curb and gutter and sidewalks.

To be accomplished by Mr. Baker:

Exterior Repairs and Replacements:

1. Roofing: Replace roll roofing with shingles; repair other roofs as necessary; replace roof sheathing as required.
2. Exterior Carpentry:
 - a. Repair and replace fascia boards, soffitts, rake boards and gable woodwork as required.
 - b. Replace wooden steps with concrete steps.
 - c. Replace window and door moldings and/or door units and window units as required.
3. Exterior Walls:
 - a. Sandblast exterior walls, to be able to apply stucco.
 - b. Apply stucco in skip-trowel pattern. "Block-bond" or similar material will be used for stucco, to remedy structural defects caused by cracking.
 - c. Paint buildings in pastel colors, varying colors from building to building, match with roof color where possible.
 - d. Paint exterior moldings a contrasting color.
4. Install gutters and downspouts.
5. Install visqueen ground cover under all buildings built on a crawl space.
6. Install crawl space access doors.
7. Crumbling lintels will be replaced in conjunction with stucco applications.

Interior Repairs and Replacements:

In Mr. Baker's judgement, interior repairs and replacements (with the exception of electrical work and floor repairs) should be secondary to exterior repairs and replacements and grounds work as the interiors of most of the units have been maintained in fair to good condition by Mr. Rudolph over the years. The balance of the \$500,000 after

required exterior work and grounds work will be used for interior repairs and replacements to the extent possible.

1. Electrical work: Replace present 30-ampere services with 100-ampere services in all units except 1-bedroom units, which will have 60-amp services. Surface-mounted outlets will be replaced with flush-mounted outlets. Each apartment will have outlets for an electric stove, electric water heater and exterior heat pump unit installed. Overtime, as the various components need replacing they will be replaced as follows:
 - gas space heaters: replace with through the wall heat pump units, providing heating and air conditioning for tenants at reduced cost.
 - cook stove: replace with drop-in electric range w/ continuous clean ovens.
 - water heaters: replace with electric water heaters w/ timers.

Discussion of 1.:

As the various elements are replaced, the tenants will bear the increased utility costs as the changeover is made from gas to electricity. However, this will not result in an increased housing expense in real dollars for the tenants, as rents will be adjusted downward to reflect the increased utility costs. The changeover will actually allow a decrease in real dollar housing expense, because the heat pump and electric water heaters will be more efficient than the existing equipment. An added bonus for the tenants will be cleaner air, more usable floor space, and reduced fire hazard.

2. Floor replacement: Some of the floor structures in the crawl space buildings must be replaced. Replacement floors will be #2 SYP with $\frac{1}{2}$ plywood and particle board overlay. Wood in contact with masonry will be salt-treated.

3. Cabinets and sinks: One of the main shortcomings of the apartments is the lack of cabinet space. As possible within budget, existing cabinet and sink units would be replaced with formica cabinets and double-bowl stainless steel sinks with a disposal and spray unit, with formica counter tops.

4. Other interior work: Other interior work will be accomplished as possible within a budget of \$500,000.00.

Grounds Work:

The appearance of the grounds at Edgewood Heights Apartments requires major improvements. Curb and gutter and street resurfacing will help tremendously. Trash container locations should be consolidated to fewer locations, and larger containers should be used. The containers should be screened with fencing as much as possible.

The present grounds maintenance policy produces a seedy, patch-work appearance, because each tenant is responsible for his own yard. Some keep it up, some don't, and the mowing is done on an irregular basis. Instead, the owner's maintenance men should do all mowing. Weedeaters should be used extensively, to eliminate the unsightly weeds that now infest every spot adjacent to vertical surfaces.

A playground area should be provided, to concentrate more of the play activity away from lawn areas, to give the grass more of a chance to grow. There is adequate land area for such a purpose.

Presently, there is a drainage ditch which runs through a central-park-like area. Mr. Baker proposes to dig a shallow, irregularly-shaped pond which will be kept filled by run-off, and surround it with

benches and picnic tables. The park and the play area will provide a modicum of amenities for the tenants.

Depending on the costs of other improvements, it may be possible to install a basketball court, and a tennis court, although these would have lowest priority.

The ground contour should be reshaped in some locations to provide for better drainage away from the buildings. Reshaping the contour will also assist in grass replanting where required, and will help in directing runoff to the pond.

Demolition

A large part of the existing warehouse buildings will be demolished. The use of the balance of the buildings will consolidate as follows:

1. Maintenance facilities-consolidate into one building, sell off unnecessary inventory, get rid of trash. The building selected will be as far as possible from the residential area.
2. Rental Office-Eliminate the present location and provide an attractive, well-furnished model apartment near the front entrance to the project. The model apartment will provide living quarters for the resident manager and will also double as the rental office.
3. Laundry Facility-A clean well-lighted laundry facility will be provided in one of the present warehouse buildings. The laundry facility will include washers, dryers, laundry sinks, tables and chairs, and dollar bill changers.

EXHIBIT 2Property Description

All those lots or parcels containing approximately 46 acres, owned by Richard E. Rudolph, located on Trimble Road in Edgewood, Maryland, First Election District, Harford County, Maryland, as shown outlined by metes and bounds on a plat entitled "Existing Roads of New Edgewood Heights" dated January 21, 1963, prepared by Frederick Ward Associates, Inc. and recorded among the Land Records of Harford County in Plat Book G.R.G. 13, folio 99.

Being all of the land described in and conveyed by a deed dated February 1, 1971, from Richard E. Rudolph Enterprises, Inc. to Richard E. Rudolph and recorded among the Land Records of Harford County at Liber H.D.C. 877, folio 409.

BOOK 7 PAGE 293

BY THE COUNCIL

Read the third time, BILL NO. 81-92

Passed LSD 81-38 (December 15, 1981) ~~with amendments~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barrange
County ExecutiveDate 1/6/82

BY THE COUNCIL

This Bill (No. 81-92), having been approved by the Executive
and returned to the Council, becomes law on January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P.M.
HPC Liber 7 Folio 276 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 6, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 81-93Introduced by Councilwoman Risacher and Council President Hardwicke
at the request of the County ExecutiveSpecial
Legislative Day No. 81-35 Date November 19, 1981

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project), Series B", in a principal amount not to exceed Five Hundred Thousand Dollars (\$500,000) pursuant to the provisions of Section 266A to 266I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the renovation and improvement of an industrial building in Harford County, Maryland pursuant to the provisions of Section 103(b)(4)(A) of the Internal Revenue Code of 1954, as amended, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development bonds (a) shall be payable solely and only from (i) revenue derived from payments by Hab Baker, III, to Harford County, Maryland, on account of such loan, and (ii) any and all monies realized from the sale of the collateral as described herein, and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise, (i) indebtedness of Harford County, Maryland, or of any other political subdivisions, (ii) a charge against the general credit or taxing powers of Harford County, Maryland, or (iii) a capital project under the Charter or local laws

By the Council, November 19, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 15, 1981at: 7:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on December 15, 1981
and concluded on December 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-93

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including without limitation (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; and providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds and the amount of the industrial development revenue bonds to be sold (not exceeding \$500,000); and providing for the method(s) for determining the principal amount of the bonds not exceeding \$500,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security for the bonds including authorization, execution and

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled
on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on _____
and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-93

BILL NO. 81-93

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COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. _____

Introduced by _____

Legislative Day No. _____ Date _____

delivery of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council and generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, indicating that this Ordinance has no financial impact on Harford County and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Bracketed] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-93

BOOK 7 PAGE 297

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-93

Special

Legislative Day No. 81-35

Date: November 19, 1981

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY MARYLAND, THAT Harford County, Maryland is hereby authorized and empowered to issue and sell its industrial development revenue bonds to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project), Series B", in the principal amount not exceeding Five Hundred Thousand Dollars (\$500,000), pursuant to the provisions of the Annotated Code of Maryland (1978 Repl. Vol, 1981 Cum. Supp.), as amended, in order to loan the proceeds thereof to Hab Baker, III, an individual residing in Hampton, Virginia ("Industrial Concern"), for the sole and exclusive purpose of financing the renovation and improvement by the Industrial Concern of an Industrial building in Harford County, Maryland, as provided in this Ordinance; making certain legislative findings, among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenues derived from payments by the Industrial Concern to Harford County, Maryland, (ii) any and all monies realized from the sale of collateral and (iii) any other funds available for such purpose and (b) shall not ever constitute, within the meaning of any constitutional or charter provision or otherwise, (i) an indebtedness of Harford County, Maryland or of any other political subdivision (ii) a charge against the general credit or taxing powers of Harford County, Maryland; authorizing the private (negotiated) sale of such industrial development

1 revenue bonds; prescribing certain details pertaining to such
2 industrial development revenue bonds, including (without limita-
3 tion) (a) that the amount, dates and maturity schedule of such
4 industrial development revenue bonds, the interest rate to be paid
5 on such industrial development revenue bonds, the prepayment
6 penalty provisions, if any, relating to such industrial develop-
7 ment revenue bonds, the denomination of the bonds, the terms,
8 conditions and security for such industrial development revenue
9 bonds, including the authorization, execution and delivery of
10 the various documents necessary or appropriate in connection with
11 such industrial development revenue bonds shall be approved by
12 resolution of the Harford County Council, and (b) the form and
13 tenor of such industrial development revenue bonds; and generally
14 providing for and determining various matters in connection with
15 authorization, issuance, security, sale and payment of such
16 industrial development revenue bonds; and providing for the
17 method(s) for determining the principal amount of the bonds not
18 exceeding \$500,000, payment dates, maturity schedules, interest
19 rates, prepayment penalties, denomination of bonds and the terms,
20 conditions and security for the bonds including authorization,
21 execution and delivery of documents necessary or appropriate in
22 connection with the bonds and/or the security therefor, pursuant
23 to resolution(s) approved by the Harford County Council.

24 RECITALS

25 Sections 266A to 266I, inclusive, of Article 41 of the
26 Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.)
27 as amended, (the "Act") empower all the Counties and Municipal-
28 ities of the State of Maryland to issue revenue bonds and to
29 loan the proceeds of sale of such revenue bonds to an industrial
30 concern to finance the acquisition (as defined in the Act) by
31 such industrial concern of industrial buildings (as defined in
32 the Act). The Act declares it to be the legislative purpose to

1 relieve conditions of unemployment in the State, to encourage
2 the increase of industry and a balanced economy in the
3 State, to assist in the retention of existing industry in
4 the State through the control, reduction or abatement of
5 pollution of the environment (where the proceeds of bonds are
6 used for that purpose), to promote economic development, to
7 promote natural resources and, in this manner, to promote the
8 health, welfare and safety of the residents of each of the
9 Counties and Municipalities of the State of Maryland.

10 Harford County, Maryland (the "County") has determined
11 to issue and sell its Harford County, Maryland Industrial
12 Development Bonds (Edgewood Heights Apartments Project), Series
13 B, in an amount not exceeding \$500,000 (the "Bonds") and to loan
14 (the "Loan") the proceeds of the Bonds to the Industrial Concern,
15 an industrial concern within the meaning of the Act, on the
16 terms and conditions set forth in agreements to be entered into
17 by and between the County, the Industrial Concern and others
18 (the "Agreements"), as provided by this Ordinance and in
19 resolutions to be passed from time to time by the County Council
20 of Harford County, Maryland in order to finance the improvement
21 and renovation (an "acquisition" within the meaning of the Act)
22 of a certain industrial building (the "Industrial Building") and
23 thereby relieve conditions of unemployment in the State of Mary-
24 land and in Harford County, Maryland and thus encourage economic
25 development and protect the health, welfare and safety of the
26 citizens of the State of Maryland and Harford County, Maryland.

27 The Bonds will be sold at private (negotiated) sale
28 to a purchaser ("Purchaser") to be approved by resolution of
29 the Harford County Council.

30 The Industrial Concern will execute and deliver or
31 cause to be executed and delivered (a) a deed of trust and/or
32 an assignment and security agreement conveying the Industrial

1 Building as security for the Loan (b) such other Agreements
2 as may be necessary or appropriate to accomplish the foregoing
3 and/or to provide security for the purchasers of the Bonds and
4 to indicate that the issuance and sale of the Bonds and the
5 execution and delivery of the Agreements are to be without any
6 liability of any kind on the part of the County.

7 The County received a letter of intent from the
8 Owner dated October 12, 1981 (the "Letter of Intent"),
9 requesting the County to participate in the financing of
10 the renovation and improvement of the Industrial Building in
11 an amount not to exceed \$500,000. The Letter of Intent was
12 approved by the County Council of Harford County, Maryland
13 (the "County Council") by Resolution Number 51-81, adopted on
14 October 13, 1981, subject to the adoption of this Ordinance.

15 NOW, THEREFORE, in accordance with the terms and
16 provisions of the Act and the Charter of Harford County, Maryland:

17 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
18 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act,
19 it is hereby found and determined as follows:

20 1. The issuance and sale of the Bonds by the County
21 in order to lend the proceeds thereof to the Industrial Concern
22 pursuant to the Act for the sole and exclusive purpose of
23 financing the renovation and improvement of the Industrial
24 Building (within the meaning of the Act) will facilitate and
25 expedite such renovation and improvement of the Industrial Build-
26 ing by the Owner. The Industrial Building will consist of the
27 Edgewood Heights Apartments Complex containing land (described
28 in Exhibit 1) improved by one-story, concrete block residential
29 apartments, a 14,000 square foot building used as a maintenance
30 facility, and open space to be developed to provide an
31 additional 250 units of new multi-family housing. The proceeds
32 of sale of the Bonds shall be used exclusively for the renovation

1 and improvement of the Industrial Building as set forth in
2 Exhibit 2 or for such other purposes as may be approved by
3 administrative resolution of the Harford County Council

4 2. The financing of the renovation and improvement
5 of the Industrial Building as provided in this Ordinance will
6 promote the declared legislative purposes of the Act by (a)
7 sustaining jobs and employment, thus relieving conditions of
8 unemployment in the State of Maryland and in Harford County,
9 Maryland; (b) encouraging the increase of industry and a
10 balanced economy in the State of Maryland and in Harford
11 County, Maryland; (c) assisting in the retention of existing
12 industry in the State of Maryland and in Harford County,
13 Maryland; (d) promoting economic development; and (e) promoting
14 the health, welfare and safety of the residents of Harford
15 County, Maryland and in the State of Maryland; and it is further
16 declared that an emergency exists in the County with respect to
17 a need for housing for persons of low or moderate income and a
18 need to increase economic and industrial development.

19 3. It is in the best interests of the citizens of
20 the County to finance the renovation and improvement of the
21 Industrial Building by a loan to the Industrial Concern.

22 4. Neither the Bonds nor the interest thereon will
23 constitute (a) a general obligation of the County or (b) a
24 charge against or pledge of the general credit or taxing
25 powers of the County within the meaning of the Constitution
26 of Maryland or any constitutional, statutory or charter
27 provision or limitation, and neither shall ever constitute
28 or give rise to any pecuniary liability on the part of the
29 County. The principal of and interest on the Bonds shall be
30 payable from and secured by (a) an assignment of the revenues
31 realized and the collateral pledged, under the Loan Agreement;
32 and (b) such other Agreements as may be necessary or appropriate.

1 The principal amount of the Loan and the repayments to be made
2 by the Industrial Concern pursuant to the Loan Agreement author-
3 ized will be paid directly to the purchaser of the Bonds. No
4 such monies will be commingled with the County's funds or will
5 be subject to the absolute control of the County, but only to
6 such limited supervision and checks as are deemed necessary
7 or desirable by the County to insure that the proceeds of
8 the Bonds are used to accomplish the public purpose of the Act
9 and this Ordinance. The transactions authorized hereby do not
10 constitute the acquisition of property for public use or the
11 purchase of equipment for public use. The public purposes
12 expressed in the Act are to be achieved by facilitating the
13 renovation and improvement of the Industrial Building by the
14 Industrial Concern.

15 5. The security for the Bonds shall be solely and
16 exclusively (a) the absolute, irrevocable and unconditional
17 obligation of the Industrial Concern to make the payments
18 required by the Loan Agreement and (b) monies realized from
19 any and all collateral (including the Industrial Building)
20 pledged as security for the Loan.

21 6. None of the receipts and revenues of the County
22 from the Bonds or the Agreements shall be set aside as a
23 depreciation account (as described in the Act).

24 7. The best interest of the County will be served
25 by selling the Bonds to the purchaser approved by administrative
26 resolution of the Harford County Council at private (negotiated)
27 sale, as authorized by the Act, upon the terms and conditions
28 approved by the County as set forth in this Ordinance.

29 SECTION 2. BE IT FURTHER ENACTED BY THE COUNTY
30 COUNCIL OF HARFORD COUNTY, MARYLAND that subject to the
31 provisions of this Ordinance, the County is authorized and
32 empowered, pursuant to the Act, to issue and sell its Harford

1 County, Maryland Industrial Development Revenue Bonds (Edgewood
2 Heights Apartments Project), Series B, in a principal amount not
3 to exceed Five Hundred Thousand Dollars (\$500,000), such Bonds
4 to be solely and exclusively payable from revenue derived by
5 the County from payments on the Loan by the Industrial Concern,
6 and secured as provided herein. The Bonds shall be designated
7 "Harford County, Maryland Industrial Development Revenue Bonds
8 (Edgewood Heights Apartments Project) Series B", shall bear
9 interest and be payable as provided in subsequent administrative
10 resolutions approved by the Harford County Council, and shall be
11 in substantially the form as may be approved by administrative
12 resolutions of the Harford County Council.

13 SECTION 3. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, in consideration
15 of the purchase and acceptance of the Bonds by those who
16 shall hold the same from time to time, (i) this Ordinance
17 shall be deemed to be and shall constitute a contract between
18 the County and the holder from time to time of the Bonds; and
19 (ii) the agreements described herein and the covenants to be
20 performed by or on behalf of the County shall be for the benefit,
21 protection and security of the holder of the Bonds.

22 SECTION 4. BE IT FURTHER ENACTED BY THE COUNTY
23 COUNCIL OF HARFORD COUNTY, MARYLAND that, simultaneously
24 with the issuance and sale of the Bonds, the County will,
25 pursuant to the terms of the Agreements and the Act, cause
26 the proceeds of sale thereof to be applied to the renovation
27 and improvement of the Industrial Building in accordance with
28 the provisions of the Act, this Ordinance and agreements to be
29 approved by the Resolutions.

30 The proceeds of the Bonds shall be advanced as
31 provided in the Agreements and, in order to insure that such
32 proceeds will be used for the purposes set forth in the Act,

1 the County shall cause such proceeds to be deposited with a
2 Trustee (the "Trustee"), and as provided in the Agreements,
3 the Trustee may hold, invest and disburse such proceeds as
4 herein and in the Agreements provided.

5 SECTION 5. BE IT FURTHER ENACTED BY THE COUNTY
6 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
7 that it will promptly pay the principal of and interest on the
8 Bonds and premium, if any, at the place, on the dates and in
9 the manner provided in this Ordinance and in the Bonds according
10 to their true intent and meaning; provided that the Bonds,
11 together with interest thereon, shall be the limited obligation
12 of the County payable solely from the monies derived from (a)
13 the Agreements and the sale of any collateral pledged thereunder,
14 and (b) all other security referred to in this Ordinance, and
15 shall be a valid claim of the holder thereof only against such
16 monies, which monies shall be used for no other purpose than
17 to pay the principal of and interest on the Bonds and expenses
18 authorized by the Act (except as may be otherwise expressly
19 authorized in this Ordinance). Neither the Bonds nor the
20 interest payable thereon shall ever constitute an indebtedness
21 or a charge against the general credit or taxing powers of the
22 County within the meaning of any constitutional or charter
23 provision or statutory limitation and neither shall ever
24 constitute or give rise to any pecuniary liability of the
25 County.

26 SECTION 6. BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the Bonds
28 and the interest thereon shall be made to the holder(s) of the
29 Bonds or their agents at the address to be set forth in the
30 Agreements; in immediately available funds. Interest on the
31 Bonds shall be calculated on the basis of a 360-day year factor
32 to be applied to actual days elapsed. If any principal and/or

1 interest payment on the Bonds falls due on a Saturday, Sunday
2 or public holiday at the place of payment thereof, then such date
3 shall be extended to the next succeeding full banking day at such
4 place.

5 When the principal of and interest on the Bonds shall
6 have been fully paid, the Bonds shall forthwith be surrendered
7 to the Bond Registrar for cancellation.

8 SECTION 7. BE IT FURTHER ENACTED BY THE COUNTY
9 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall be
10 registered as to both principal and interest.

11 The Bonds shall be in the denomination of One Thousand
12 Dollars (\$1,000) each or in such other denomination as may be
13 approved in the Resolution(s) adopted by the Harford County
14 Council.

15 SECTION 8. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
17 to assist in the financing of the Industrial Building for the
18 Industrial Concern in an amount not to exceed Five Hundred
19 Thousand Dollars (\$500,000) as described generally in the Letter
20 of Intent, by authorizing the issuance and sale of the Bonds
21 pursuant to the Act, and by using the proceeds thereof for
22 the purposes described in this Ordinance and in the Agreements
23 for financing of the renovation and improvement of the Industrial
24 Building, including the Loan Agreement and other documents as may
25 be approved by Resolutions adopted by the Harford County Council,
26 the Bond to be secured solely as hereinabove provided in this
27 Ordinance. The Ordinance is adopted as a material inducement
28 to the Industrial Concern to renovate and improve the Industrial
29 Building.

30 SECTION 9. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the execution and
32 delivery of the Bonds, the Agreements, and all other documents

1 necessary to evidence and secure the Bonds and the Agreements
2 are hereby authorized. The Bonds and other Agreements shall
3 be executed on behalf of the County by the County Executive
4 of the County by his signature, and the corporate seal of
5 the County shall be impressed or otherwise reproduced thereon
6 and attested by the Director of Administration of the County
7 by his manual signature. In case any officer whose signature
8 shall appear on the Bonds or any of the aforesaid documents
9 shall cease to be such officer before the delivery of the Bonds
10 or any of the other documents aforesaid, such signature shall
11 nevertheless be valid and sufficient for all purposes, the
12 same as if such officer had remained in office until delivery.
13 The County Executive, the Director of Administration and other
14 officials of the County shall do all such acts and things and
15 execute such supporting documents and certificates as may be
16 necessary to carry out and comply with the provisions hereof.
17 Before the execution and delivery of the Bonds by the County
18 Executive the County shall have received a certificate signed
19 by the Purchaser and satisfactory to counsel for the County
20 stating that (a) the Purchaser has purchased the Bond as a
21 commercial investment and not with a view to redistribute the
22 same to the general public, and (b) the Purchaser has not relied
23 upon the County or its agents for or received from the County
24 or its agents any information concerning the financial
25 condition of other information of Eab Baker, III.

26 SECTION 10. BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
28 this Ordinance are severable, and if any provision, sentence,
29 clause, section or part thereof is held illegal, invalid or
30 unconstitutional or inapplicable to any person or circumstances,
31 such illegality, invalidity, unconstitutionality or
32 inapplicability shall not affect or impair any of the remaining

1 provisions, sentences, clauses, sections, or parts of this
2 Ordinance or their application to other persons or circumstances.
3 It is hereby declared to be the legislative intent that this
4 Ordinance would have been passed if such illegal, invalid or
5 unconstitutional provisions, sentence, clause, section or part
6 had not been included herein, and if the person or circumstances
7 to which this Ordinance or any part hereof are inapplicable had
8 been specifically exempted herefrom.

9 SECTION 11. BE IT FURTHER ENACTED BY THE COUNTY
10 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council
11 of Harford County, Maryland, by administrative resolution, may
12 change the amount of Bonds to be sold but not in excess of
13 Five Hundred Thousand Dollars (\$500,000), provide for the
14 maturity schedule of the Bonds, the interest payable on the Bonds,
15 the date of the Bonds, the dates of payment of interest and
16 principal on the Bonds, provide for prepayment provisions with
17 respect to payment of the Bonds prior to their maturity and
18 provide for the execution of any and all agreements necessary
19 or appropriate to accomplish the issuance and sale of the Bonds,
20 in the manner herein described or in any other manner consistent
21 with Sections 266A to 266I, inclusive, of Article 41 of the
22 Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.),
23 so long as the County has no pecuniary liability with respect
24 to the payment of principal and interest on the Bonds.

25 SECTION 12. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
27 the County, including the expenses of private attorneys employed
28 by the County in connection with the issuance and sale of the
29 Bonds shall be paid by the Industrial Concern.

30 SECTION 13. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
32 Building and the sale of the Bonds therefor shall not constitute

1 a capital project within the meaning of the Harford County
2 Charter or Code.

3 SECTION 14. BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND that the Industrial Concern
5 shall pay or make arrangements for the payment of any taxes,
6 assessments or charges which may be lawfully levied, assessed
7 or charged against the Industrial Building and the land under-
8 lying the Industrial Building, or, in the event such charge
9 may not be made due to ownership of legal title by the County,
10 the Industrial Concern agrees to make payments to or make
11 arrangements for the payment to the County of amounts equal to
12 taxes which the County would otherwise have the right to assess.

13 SECTION 15. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
15 indemnity, defense and hold harmless agreement shall be executed
16 by the Industrial Concern, in form and substance satisfactory
17 to counsel for the County, as provided in the Letter of Intent
18 prior to the issuance of the Bonds.

19 SECTION 16. BE IT FURTHER ENACTED BY THE COUNTY
20 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when issued,
21 shall be executed in the name of Harford County, Maryland, by
22 the facsimile or manual signature of the County Executive of
23 Harford County, Maryland and a facsimile of the corporate seal
24 of the County shall be imprinted on each of the Bonds attested
25 by the manual signature of the Director of Administration of
26 Harford County. The facsimiles of said signature and said seal
27 shall be engraved, printed or lithographed on each of the Bonds
28 in accordance with and pursuant to the authority of Section 13-18,
29 inclusive, of Article 31 of the Annotated Code of Maryland
30 (1976 Repl. Vol., 1981 Supp.).

31 SECTION 17. BE IT FURTHER ENACTED BY THE COUNTY
32 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds must be

1 issued and sold within six (6) months from the date on which
2 this Ordinance becomes law; provided, however, that the County
3 Council after a showing of good cause after a public hearing
4 held before the County Council prior to or after the expiration
5 of such six (6) month period, may extend the period during
6 which the Bonds may be issued and sold for such additional
7 terms not to exceed six (6) months from the date on which the
8 first six (6) month period expired. The County Council, in its
9 sole discretion, shall determine the sufficiency, or lack
10 thereof, of the reasons presented for any requested extension
11 of the six (6) month period. If an extension is granted,
12 notice of such extension and the reasons therefor must be sent
13 to the County Executive. If the Bonds are not issued and sold
14 within said six (6) month period or any approved extension thereof,
15 the authority provided in this Ordinance for the County to issue
16 and sell the Bonds shall expire.

17 SECTION 18. BE IT FURTHER ENACTED BY THE COUNTY
18 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance has
19 no financial impact on Harford County, Maryland and, therefore,
20 there is no requirement for a fiscal impact note.

21 SECTION 19. BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance is
23 declared to be an emergency measure affecting the public health,
24 safety or welfare, as found and determined in Section 1 of this
25 Ordinance and shall take effect on the date it becomes law.

26 EFFECTIVE: January 6, 1982

27 The Secretary of the Council
28 does hereby certify that fifteen
29 (15) copies of this Bill are
30 immediately available for
31 distribution to the public and
32 the press.

Angela M. MacLennan
Secretary

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EXHIBIT 1Property Description

All those lots or parcels containing approximately 46 acres, owned by Richard E. Rudolph, located on Trimble Road in Edgewood, Maryland, First Election District, Harford County, Maryland, as shown outlined by metes and bounds on a plat entitled "Existing Roads of New Edgewood Heights" dated January 21, 1963, prepared by Frederick Ward Associates, Inc. and recorded among the Land Records of Harford County in Plat Book G.R.G. 13, folio 99.

Being all of the land described in and conveyed by a deed dated February 1, 1971, from Richard E. Rudolph Enterprises, Inc. to Richard E. Rudolph and recorded among the Land Records of Harford County at Liber H.D.C. 877, folio 409.

At closing of the sale of Edgewood Apartments, \$500,000.00 will be funded from bonds issued by Harford County and sold to a private lender. The \$500,000.00 will be used by Mr. Baker to accomplish repairs and buy equipment as set out below.

To be accomplished by Harford County:

The government of Harford County, Maryland will resurface the streets interior to the southern portion of the project as it presently exists, and install curb and gutter and sidewalks.

To be accomplished by Mr. Baker:

Exterior Repairs and Replacements:

1. Roofing: Replace roll roofing with shingles; repair other roofs as necessary; replace roof sheathing as required.
2. Exterior Carpentry:
 - a. Repair and replace fascia boards, soffitts, rake boards and gable woodwork as required.
 - b. Replace wooden steps with concrete steps.
 - c. Replace window and door moldings and/or door units and window units as required.
3. Exterior Walls:
 - a. Sandblast exterior walls, to be able to apply stucco.
 - b. Apply stucco in skip-trowel pattern. "Block-bond" or similar material will be used for stucco, to remedy structural defects caused by cracking.
 - c. Paint buildings in pastel colors, varying colors from building to building, match with roof color where possible.
 - d. Paint exterior moldings a contrasting color.
4. Install gutters and downspouts.
5. Install visqueen ground cover under all buildings built on a crawl space.
6. Install crawl space access doors.
7. Crumbling lintels will be replaced in conjunction with stucco applications.

Interior Repairs and Replacements:

In Mr. Baker's judgement, interior repairs and replacements (with the exception of electrical work and floor repairs) should be secondary to exterior repairs and replacements and grounds work as the interior of most of the units have been maintained in fair to good condition by Mr. Rudolph over the years. The balance of the \$500,000 after

required exterior work and grounds work will be used for interior repairs and replacements to the extent possible.

1. Electrical work: Replace present 30-ampere services with 100-ampere services in all units except 1-bedroom units, which will have 60-amp services. Surface-mounted outlets will be replaced with flush-mounted outlets. Each apartment will have outlets for an electric stove, electric water heater and exterior heat pump unit installed. Overtime, as the various components need replacing they will be replaced as follows:
 - gas space heaters: replace with through the wall heat pump units, providing heating and air conditioning for tenants at reduced cost.
 - cook stove: replace with drop-in electric range w/ continuous clean ovens.
 - water heaters: replace with electric water heaters w/ timers.

Discussion of 1.:

As the various elements are replaced, the tenants will bear the increased utility costs as the changeover is made from gas to electricity. However, this will not result in an increased housing expense in real dollars for the tenants, as rents will be adjusted downward to reflect the increased utility costs. The changeover will actually allow a decrease in real dollar housing expense, because the heat pump and electric water heaters will be more efficient than the existing equipment. An added bonus for the tenants will be cleaner air, more usable floor space, and reduced fire hazard.

2. Floor replacement: Some of the floor structures in the crawl space buildings must be replaced. Replacement floors will be #2 SYP with $\frac{1}{2}$ plywood and particle board overlay. Wood in contact with masonry will be salt-treated.

3. Cabinets and sinks: One of the main shortcomings of the apartments is the lack of cabinet space. As possible within budget, existing cabinet and sink units would be replaced with formica cabinets and double-bowl stainless steel sinks with a disposal and spray unit, with formica counter tops.

4. Other interior work: Other interior work will be accomplished as possible within a budget of \$500,000.00.

Grounds Work:

The appearance of the grounds at Edgewood Heights Apartments requires major improvements. Curb and gutter and street resurfacing will help tremendously. Trash container locations should be consolidated to fewer locations, and larger containers should be used. The containers should be screened with fencing as much as possible.

The present grounds maintenance policy produces a seedy, patch-work appearance, because each tenant is responsible for his own yard. Some keep it up, some don't, and the mowing is done on an irregular basis. Instead, the owner's maintenance men should do all mowing. Weedeaters should be used extensively, to eliminate the unsightly weeds that now infest every spot adjacent to vertical surfaces.

A playground area should be provided, to concentrate more of the play activity away from lawn areas, to give the grass more of a chance to grow. There is adequate land area for such a purpose.

Presently, there is a drainage ditch which runs through a central-park-like area. Mr. Baker proposes to dig a shallow, irregularly-shaped pond which will be kept filled by run-off, and surround it with

benches and picnic tables. The park and the play area will provide a modicum of amenities for the tenants.

Depending on the costs of other improvements, it may be possible to install a basketball court, and a tennis court, although these would have lowest priority.

The ground contour should be reshaped in some locations to provide for better drainage away from the buildings. Reshaping the contour will also assist in grass replanting where required, and will help in directing runoff to the pond.

Demolition

A large part of the existing warehouse buildings will be demolished. The use of the balance of the buildings will consolidate as follows:

1. Maintenance facilities-consolidate into one building, sell off unnecessary inventory, get rid of trash. The building selected will be as far as possible from the residential area.
2. Rental Office-Eliminate the present location and provide an attractive, well-furnished model apartment near the front entrance to the project. The model apartment will provide living quarters for the resident manager and will also double as the rental office.
3. Laundry Facility-A clean well-lighted laundry facility will be provided in one of the present warehouse buildings. The laundry facility will include washers, dryers, laundry sinks, tables and chairs, and dollar bill changers.

BY THE COUNCIL

Read the third time, BILL NO. 81-93

Passed LSD 81-38 (December 15, 1981) ~~XXXXXXXXXXXXXXXXXXXX~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barrang
County ExecutiveDate 1/6/82

BY THE COUNCIL

This Bill (No. 81-93), having been approved by the Executive
and returned to the Council, becomes law on January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P. M.
100 Liber 7 Folio 296 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-94

Introduced by Council President Hardwicke at the request
of the County Executive
Special
Legislative Day No. 81-35 Date November 19, 1981

AN ACT AUTHORIZING AND EMPOWERING HARFORD COUNTY, MARYLAND
TO ISSUE AND SELL, AS LIMITED OBLIGATIONS OF THE COUNTY
AND NOT UPON ITS FULL FAITH AND CREDIT, ITS INDUSTRIAL
DEVELOPMENT REVENUE BONDS, IN THE AGGREGATE PRINCIPAL
AMOUNT NOT TO EXCEED \$500,000, PURSUANT TO SECTIONS
266A TO 266I, INCLUSIVE, OF ARTICLE 41 OF THE ANNOTATED
CODE OF MARYLAND (1978 REPL. VOL., 1981 CUM. SUPP.), AS
AMENDED, FOR THE PURPOSE OF FINANCING THE ACQUISITION
OF A CERTAIN INDUSTRIAL BUILDING TO BE LOCATED ON BELAIR
ROAD NORTH OF CONNOLLY ROAD, NEAR BEL AIR, HARFORD COUNTY,
MARYLAND AND TO BE OWNED BY BEL AIR DATSUN, INC., A
MARYLAND CORPORATION, AND USED FOR THE STORAGE, DISPLAY,
SALE AND SERVICING OF AUTOMOBILES; AND GENERALLY
PROVIDING FOR AND DETERMINING VARIOUS MATTERS, DETAILS
AND PROCEDURES IN CONNECTION THEREWITH.

By the Council, November 19, 1981

Introduced, read first time, ordered posted and public
hearing scheduled

on: December 15, 1981

at: 7:30 P.M.

By Order: Angela Markowski Secretary

PUBLIC HEARING

Having been posted and notice of time and place of
hearing and title of Bill having been published according to
the Charter, a public hearing was held on December 15, 1981
and concluded on December 15, 1981.

Angela Markowski, Secretary

RECITALS

Sections 266A to 266-I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended (the "Act"), empower all the counties and municipalities of the State of Maryland to borrow money by issuing revenue bonds for the purpose of financing the costs of acquiring any industrial building or buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State of Maryland, to encourage the increase of industry and a balanced economy in the State of Maryland, to assist in the retention of existing industry in the State of Maryland through the control, reduction or abatement of pollution of the environment (where proceeds of the bonds are used for that purpose), to promote economic development, to protect natural resources and in this manner to promote the health, welfare and safety of the residents of each of the counties and municipalities of the State of Maryland.

Harford County, Maryland, a body politic and corporate and a political subdivision of the State of Maryland (the "County"), received a letter of intent dated October 12, 1981 (the "Letter of Intent") from Bel Air Datsun, Inc., a Maryland corporation (the "Industrial Concern"), an "industrial concern" as described in the Act, pursuant to which the Industrial Concern has requested the County to participate in the financing of the acquisition (within the meaning of the Act) of an industrial building (within the meaning of the Act) to be located in Harford County, Maryland (the "Industrial Building") by the issuance and sale by the County of its industrial development revenue bonds in the aggregate principal amount not to exceed \$500,000 pursuant to and in accordance with the Act.

BOOK 7 PAGE 317

1 The County Council of Harford County adopted Resolution No. 52-81 on
2 October 13, 1981 (the "Resolution") and therein stated and declared the
3 present intention of the County to participate in the financing of the
4 Industrial Building by issuing and delivering its industrial development
5 revenue bonds in the aggregate principal amount not exceeding \$500,000
6 and by loaning the proceeds thereof to the Industrial Concern to finance
7 a portion of the cost of the acquisition of the Industrial Building as
8 generally described in the Letter of Intent. The County in the Resolution
9 approved the location and acquisition of such Industrial Building.

10 The Industrial Building, which is an "industrial building" as defined
11 in Section 266A of the Act, and will consist of (a) the acquisition of a
12 three (3) acre parcel of land, together with any and all improvements
13 located thereon, (b) the construction on the Land of a building containing
14 approximately 7,500 square feet and the construction of outdoor parking
15 and automobile storage areas (collectively, the "Building"), (c) the
16 acquisition and installation of certain machinery and equipment, and of any
17 and all other improvements, necessary or useful in connection with the
18 operation of the Industrial Concern on and in such property, and (d) the
19 acquisition of such other interests in land as may be necessary or suitable
20 for the foregoing, including roads and rights of access, utilities and other
21 necessary site preparation facilities. The Industrial Concern will use the
22 Industrial Building to store, display, sell and service automobiles.

23 Based upon the findings and determinations set forth in the Resolution
24 and the findings and determinations set forth below, the County has
25 determined to participate in the financing of the Industrial Building
26 by the issuance, sale and delivery, at any time or from time to time and in
27 one or more series, of its industrial development revenue bonds, in the
28 aggregate principal amount not to exceed \$500,000 (the "Bonds"), and
29 by loaning the proceeds of the Bonds of any series to the Industrial
30 Concern upon the terms and conditions of one or more loan agreements
31 or other similar agreements to be entered into between the
32 County and the Industrial Concern (a "Loan Agreement"), as

1 permitted by the Act, such proceeds to be used by the Indus-
2 trial Concern solely to finance the acquisition of the
3 Industrial Building.

4 Any Loan Agreement entered into with respect to the
5 Bonds of any series will require (a) the Industrial Concern
6 and the County to use the proceeds of the Bonds of such
7 series solely to finance the acquisition of the Industrial
8 Building, and (b) the Industrial Concern to make payments
9 which will be sufficient to enable the County to pay the
10 principal of and interest and premium, if any, on the Bonds
11 of such series when and as the same become due and payable.

12 NOW THEREFORE, IN ACCORDANCE WITH THE ACT:

13 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
14 HARFORD COUNTY, MARYLAND, That acting pursuant to the Act, it
15 is hereby found and determined as follows:

16 (1) The issuance and sale of the Bonds by the
17 County, pursuant to the Act, for the sole and exclusive
18 purpose of financing the acquisition (within the meaning of
19 the Act) of the Industrial Building will facilitate and
20 expedite the acquisition of the Industrial Building.

21 (2) The acquisition of the Industrial Building and
22 the financing thereof as provided in this Ordinance will
23 promote the declared legislative purposes of the Act by (a)
24 sustaining jobs and employment and aiding in maintaining and
25 increasing employment, thus relieving conditions of unemploy-
26 ment in the State of Maryland and in Harford County; (b)
27 encouraging the increase of industry and the creation of a
28 balanced economy in the State of Maryland and in Harford
29 County; (c) assisting in the retention of existing industry
30 in the State of Maryland and in Harford County; (d) promoting
31 economic development; and (e) promoting the health, welfare
32

1 and safety of the residents of Harford County and of the
2 State of Maryland.

3 (3) In addition to authorizing the County itself
4 to construct industrial buildings and either to lease or to
5 sell such buildings to the Industrial Concern, the Act, as an
6 alternative procedure, also authorizes industrial building
7 financing to be accomplished in the form of a loan to the
8 Industrial Concern. The loan form of transaction avoids
9 indirect costs and burdens on the County by not requiring any
10 direct involvement by the County in the acquisition, owner-
11 ship or administration of the Industrial Building, while
12 permitting ample controls to be imposed on the use of the
13 proceeds of the Bonds to insure that the public purposes of
14 the Act are fully accomplished. It is, therefore, in the
15 best interests of the citizens of the County to finance the
16 acquisition of the Industrial Building by a loan to the
17 Industrial Concern. This Ordinance contemplates transaction
18 in the form of a loan of the proceeds of the Bonds by the
19 County to the Industrial Concern, rather than a transaction
20 in the form of a lease or sale of the Industrial Building to
21 the Industrial Concern.

22 (4) Neither the Bonds nor the interest thereon
23 shall ever constitute an indebtedness or general obligation
24 of the County or a charge against, or pledge of, the general
25 credit or taxing powers of the County, within the meaning of
26 any constitutional or charter provision or statutory limit-
27 ation, and neither shall ever constitute or give rise to any
28 pecuniary liability of the County. The Bonds and the
29 interest thereon shall be limited obligations of the County,
30 repayable by the County solely from the revenue derived from
31 loan repayments (both principal and interest) made to the
32 County by the Industrial Concern under the applicable Loan

1 Agreement and from any other moneys made available to the
2 County for such purpose. Neither the proceeds of the Bonds
3 nor the payments of the principal of and premium (if any) and
4 interest on the Bonds will be commingled with the County's
5 funds or will be subject to the absolute control of the
6 County, but will be subject only to such limited supervision
7 and checks as are deemed necessary or desirable by the County
8 to insure that the proceeds of the Bonds are used to accomp-
9 lish the public purposes of the Act and this Ordinance. The
10 transactions authorized hereby do not constitute any physical
11 public betterment or improvement or the acquisition of
12 property for public use or the purchase of equipment for
13 public use. The public purposes expressed in the Act are to
14 be achieved by facilitating the acquisition of the Industrial
15 Building by the Industrial Concern.

16 (5) The security for the Bonds of any series shall
17 be solely and exclusively (a) the absolute, irrevocable and
18 unconditional obligation of the Industrial Concern to make
19 the payments required by the Loan Agreement entered into with
20 respect to the Bonds of such series, (b) moneys realized from
21 the liquidation of any lien and security interest created by
22 such Loan Agreement and of any other lien or security
23 interest created with respect to any property as security for
24 the Bonds of such series or the related Loan as the County
25 Council of the County (the "County Council") may provide for
26 and approve by a resolution or resolutions to be adopted by
27 the County Council prior to the issuance, sale and delivery
28 of the Bonds of such series (an "Administrative Resolution"),
29 and (c) moneys realized from any guaranty of the Bonds of
30 such series or the related Loan as the County Council may
31 provide for and approve in an Administrative Resolution.
32

1 (6) As required by Section 266G of the Act, the
2 County does hereby set aside and pledge the income and
3 revenue of the County from the Industrial Building into a
4 separate and special fund to be used and applied in payment
5 of the cost thereof. However, none of such income and
6 revenue shall be set aside as a depreciation account (as
7 mentioned in the Act), because such an account would (a) be
8 inconsistent with the transactions authorized hereby, and (b)
9 place an unreasonable burden on the Industrial Concern so as
10 to adversely affect the feasibility of the transaction and
11 thus frustrate the legislative purposes of the Act. The
12 Industrial Concern shall covenant and agree to properly
13 operate and maintain the Industrial Building during the time
14 any of the Bonds are outstanding. If the Bonds of any series
15 are secured by a lien on or security interest in the Indus-
16 trial Building, such covenant and agreement shall include a
17 specific undertaking by the Industrial Concern to make all
18 equipment replacements and repairs necessary to insure that
19 the security for the Bonds of such series shall not be
20 impaired.

21 (7) The Bonds of each series shall be authorized,
22 issued, sold and delivered without direct or indirect cost to
23 the County, and to that end, the County Executive shall
24 provide for the payment directly by the Industrial Concern of
25 all necessary expenses of preparing, printing and selling the
26 Bonds of each series and other costs contemplated and per-
27 mitted by the Act, including (without limitation) any and all
28 costs, fees and expenses incurred by or on behalf of the
29 County in connection with the authorization, issuance, sale,
30 delivery and administration of the Bonds of each series and
31 all costs incurred in connection with the development of the
32 appropriate legal documents, including (without limitation),

1 the fees of bond counsel to the County and compensation
2 to any person (other than full-time employees of the
3 County) or entity performing services for or on behalf
4 of the County in connection with the transactions
5 contemplated by this Ordinance, whether or not the
6 proposed financing is consummated.
7

8 (8) As evidenced by the Letter of Intent,
9 the Industrial Building is to be acquired by and for
10 use by the Industrial Concern, an "industrial concern"
11 and a "bona fide tenant or purchaser" within the
12 meaning of the Act.
13

14 SECTION 2. AND BE IT FURTHER ENACTED BY THE
15 COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, That this
16 Ordinance, among other things, and the Resolution
17 evidence the intent of the County to issue, sell and
18 deliver the Bonds authorized hereby in accordance with
19 the terms hereof. The County and the Industrial
20 Concern contemplate that, upon the enactment of this
21 Ordinance, the Industrial Concern may commence the
22 acquisition of the Industrial Building prior to the
23 issuance, sale and delivery of the Bonds.
24

25 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND, That the County is
27 hereby authorized and empowered to issue, sell and deliver
28 the Bonds at any time or from time to time and in one or more
29 series, in the aggregate principal amount not to exceed
30 \$500,000, subject to the provisions of this Ordinance. The
31
32

1 County will lend the proceeds of the Bonds of any series to
2 the Industrial Concern pursuant to the terms and provisions
3 of a Loan Agreement, to be used by the Industrial Concern for
4 the sole and exclusive purpose of financing the acquisition
5 of the Industrial Building. The Bonds of any series and the
6 interest thereon shall be limited obligations of the County,
7 repayable by the County solely from the revenue derived from
8 payments made to the County by the Industrial Concern pur-
9 suant to the Loan Agreement entered into with respect to the
10 Bonds of such series, and from any other moneys made avail-
11 able to the County for such purpose. The security for the
12 Bonds of any series shall be solely and exclusively as
13 provided in Section 1 of this Ordinance.

14 SECTION 4. AND BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds may be
16 issued at any time or from time to time and in one or more
17 series, and each series of the Bonds shall be identified by
18 the year of issue or other appropriate designation. Unless
19 otherwise provided by the County Council in an Administrative
20 Resolution, each of the Bonds shall bear the descriptive
21 title "Harford County, Maryland Industrial Development Revenue
22 Bond (Bel Air Datsun, Inc. Project)"; pro-
23 vided, that the descriptive title may contain such other
24 descriptive information as the County Council may prescribe
25 in an Administrative Resolution (e.g. "1981 Series B").

26 SECTION 5. AND BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds of any
28 series, which may be engraved, printed or typewritten, shall:
29 (a) be executed, issued and delivered in such
30 amount or amounts, not exceeding \$500,000 in the aggregate,
31 unless that amount is increased by an Ordinance supplemental
32 hereto,

1 (b) bear interest at such rate or rates,
2 (c) be dated,
3 (d) be in such denominations,
4 (e) be of such form and tenor,
5 (f) be payable, both as to principal and interest,
6 in such amounts, from and at such times (not later than 30
7 years from the date thereof) and at such place or places, and
8 (g) be subject to redemption prior to their stated
9 maturity on such terms and conditions, all as the County
10 Council may prescribe, determine or provide for in an Adminis-
11 trative Resolution.

12 SECTION 6. AND BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds shall be
14 executed in the name of the County and on its behalf by the
15 County Executive of the County, by his manual or facsimile
16 signature, and the corporate seal of the County or a fac-
17 simile thereof shall be impressed or otherwise reproduced
18 thereon and attested by the Director of Administration of
19 the County, by his manual signature. Any Loan Agreement
20 and, where applicable, all other documents as the County
21 Council shall deem necessary to effectuate the issuance, sale
22 and delivery of the Bonds of any series, shall be executed in
23 the name of the County and on its behalf by the County
24 Executive of the County by his manual signature, and the
25 corporate seal of the County or a facsimile thereof shall be
26 impressed or otherwise reproduced thereon and attested by the
27 Director of Administration of the County by his manual
28 signature. In case any officer whose signature or a fac-
29 simile of whose signature shall appear on the Bonds of any
30 series or any of the aforesaid documents shall cease to be
31 such officer before the delivery of the Bonds of such series
32 or any of the other aforesaid documents, such signature or

1 such facsimile shall nevertheless be valid and sufficient for
2 all purposes, the same as if such officer had remained in
3 office until delivery. The County Executive of the County,
4 the Director of Administration of the County and other
5 officials of the County are hereby authorized and empowered
6 to do all such acts and things and execute such documents and
7 certificates as the County Council may determine in an
8 Administrative Resolution to be necessary to carry out and
9 comply with the provisions hereof; and, upon the enactment of
10 this Ordinance, such officials are hereby authorized and
11 empowered to prepare and distribute, in conjunction with
12 representatives of the Industrial Concern and the prospective
13 purchasers of or underwriters for the Bonds of any series,
14 both a preliminary and a final official statement in connec-
15 tion with the sale of the Bonds of any series, if such
16 preliminary official statement and final official statement
17 are determined to be necessary or desirable for the sale of
18 the Bonds of such series, provided, however, that any such
19 preliminary official statement shall be clearly marked to
20 indicate that it is subject to completion and amendment.

21 SECTION 7. AND BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARFORD COUNTY, MARYLAND, That prior to the
23 issuance, sale and delivery of the Bonds of any series, the
24 County Council shall adopt an Administrative Resolution,
25 pursuant to which the County Council may (without limita-
26 tion):

27 (a) prescribe the form, tenor, terms and con-
28 ditions of and security for the Bonds of such series;

29 (b) prescribe the amounts, rate or rates of
30 interest, denominations, date, maturity or maturities (within
31 the limits herein prescribed), and the time and place or
32 places of payment of the Bonds of such series, and the terms

1 and conditions and details under which the Bonds of such
2 series may be called for redemption prior to their stated
3 maturity;

4 (c) if necessary, appoint a trustee, a bond
5 registrar and a paying agent or agents for the Bonds of such
6 series;

7 (d) approve the form and contents, and authorize
8 the execution and delivery (where applicable) of a Loan
9 Agreement and such other documents, including (without
10 limitation) trust agreements, assignments, mortgages, deeds
11 of trust, bond purchase agreements, guaranties and security
12 instruments to which the County is a party and which may be
13 necessary to effectuate the issuance, sale and delivery of
14 the Bonds of such series;

15 (e) determine the time of execution, issuance,
16 sale and delivery of the Bonds of such series and prescribe
17 any and all other details of the Bonds of such series;

18 (f) provide for the direct payment by the Indus-
19 trial Concern of all costs, fees and expenses incurred by or
20 on behalf of the County in connection with the authorization,
21 issuance, sale, delivery and administration of the Bonds of
22 such series, including (without limitation) costs of printing
23 (if any) and issuing the Bonds of such series, legal expenses
24 (including the fees of bond counsel) and compensation to any
25 person (other than full-time employees of the County) perfor-
26 ming services by or on behalf of the County in connection
27 therewith;

28 (g) provide for the issuance and sale (subject to
29 the passage at the time of an appropriate ordinance author-
30 izing the same, if necessary) of one or more series of
31 additional bonds and one or more series of refunding bonds;
32 and

1 (h) do any and all things, and authorize the
2 officials of the County to do any and all things, necessary,
3 proper or expedient in connection with the issuance, sale and
4 delivery of the Bonds of such series.
5

6
7 SECTION 8. AND BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND, That, as authorized by
9 the Act, unless, at the request of the Industrial Concern
10 the County Council provides in an Administrative Resolution
11 for the public sale of the Bonds of any series, the Bonds of
12 each series shall be sold by private (negotiated) sale upon
13 such terms and conditions as shall be approved by the County
14 Council in an Administrative Resolution.
15

16 SECTION 9. AND BE IT FURTHER ENACTED BY THE COUNTY
17 COUNCIL OF HARFORD COUNTY, MARYLAND, That the provisions of
18 this Ordinance are severable, and if any provision, sentence,
19 clause, section or part hereof is held illegal, invalid or
20 unconstitutional or inapplicable to any person or circum-
21 stances, such illegality, invalidity or unconstitutionality,
22 or inapplicability shall not affect or impair any of the
23 remaining provisions, sentences, clauses, sections, or parts
24 of this Ordinance or their application to other persons or
25 circumstances. It is hereby declared to be the legislative
26 intent that this Ordinance would have been passed if such
27 illegal, invalid or unconstitutional provision, sentence,
28 clause, section or part had not been included herein, and if
29 the person or circumstances to which this Ordinance or any
30
31
32

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

81-94

Angela Markowski

, Secretary

1 part hereof are inapplicable had been specifically exempted
2 herefrom.

3 SECTION 10. AND BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance has
5 no financial impact on Harford County, Maryland, and, there-
6 fore, there is no requirement for a fiscal impact note.

7 SECTION 11. AND BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Industrial
9 Building and the sale of the Bonds therefor shall not
10 constitute a capital project within the meaning of the
11 Harford County Charter or Code.

12 SECTION 12. AND BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds must be
14 issued and sold within six (6) months from the date on which
15 this Ordinance becomes law; provided, however, that the County
16 Council, after a showing of good cause after a public hearing
17 held before the County Council prior to or after the expiration
18 of such six (6) month period, may by administrative resolution
19 extend the period during which the Bonds may be issued and sold
20 for such additional terms not to exceed six (6) months in the
21 aggregate from the date on which the first six (6) month period
22 expired. The County Council, in its sole discretion, shall
23 determine the sufficiency, or lack thereof, of the reasons presented
24 for any requested extension of the six (6) month period. If an
25 extension is granted, notice of such extension and the reasons
26 therefor must be sent to the County Executive. If the Bonds are
27 not issued and sold within said six (6) month period or any approved
28 extension thereof, the authority provided in this Ordinance for the
29 County to issue and sell the Bonds shall expire.

30 Section 13. AND BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance shall take
32 effect 60 days after the date on which it becomes law.

EFFECTIVE: March 8, 1982

81-94

BOOK 7 PAGE 329

BY THE COUNCIL

Read the third time., BILL NO. 81-94

Passed LSD 81-38 (December 15, 1981) ~~(with amendments)~~~~Failed Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Barranger
County ExecutiveDate 1/6/82

BY THE COUNCIL

This Bill (no. 81-94), having been approved by the Executive
and returned to the Council, becomes law on January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2100 M
100 Liber 7 Folio 315 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 8, 1982

BILL NO. 81-95

BOOK 7 PAGE 330
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-95

Introduced by Council President Hardwicke at the request of the
Special County Executive

Legislative Day No. 81-35 Date November 19, 1981

AN ACT authorizing and empowering Harford County, Maryland, to issue and sell, as limited obligations of the County and not upon its full faith and credit, its industrial development revenue bonds, in the aggregate principal amount not to exceed \$800,000, pursuant to Sections 266(A) to 266(I), inclusive of Article 41 of the Annotated Code of Maryland (1978 Replacement Volume, 1981 Cumulative Supplement), as amended, for the purpose of financing the acquisition of a certain industrial building to be located on Rocks Road in Forest Hill and to be owned by Myers Joint Venture, a Maryland Partnership, and used as a catalogue retail showroom; and generally providing for and determining various matters, details and procedures in connection therewith.

By the Council, November 19, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: December 15, 1981

at: 7:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 15, 1981 and concluded on December 15, 1981.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-95

RECITALS

Sections 266A to 266I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended (the "Act"), empower all the counties and municipalities of the State of Maryland to borrow money by issuing revenue bonds for the purpose of financing the costs of acquiring any industrial building or buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State of Maryland, to encourage the increase of industry and a balanced economy in the State of Maryland, to assist in the retention of existing industry in the State of Maryland through the control, reduction or abatement of pollution of the environment (where proceeds of the bonds are used for that purpose), to promote economic development, to protect natural resources and in this manner to promote the health, welfare and safety of the residents of each of the counties and municipalities of the State of Maryland.

Harford County, Maryland, a body politic and corporate and a political subdivision of the State of Maryland (the "County"), received a letter of intent dated October 14, 1981 (the "Initial Letter of Intent") from Maryland Candy Company, Inc., a Maryland corporation (the "Company") pursuant to which the Company requested the County to participate in the financing of the acquisition (within the meaning of the Act) of an industrial building (within the meaning of the Act) to be located in Harford County, Maryland (the "Industrial Building") by the issuance and sale by the County of its industrial development revenue bonds in the aggregate principal amount not to exceed \$800,000 pursuant to and in accordance with the Act.

1 The County Council of Harford County adopted Resolution
2 No. 59-81 on October 14 , 1981 (the "Initial Resolution") and
3 therein stated and declared the present intention of the
4 County to participate in the financing of the Industrial
5 Building by issuing and delivering its industrial development
6 revenue bonds in the aggregate principal amount not exceeding
7 \$800,000 and by loaning the proceeds thereof to the Company
8 to finance a portion of the cost of the acquisition of
9 the Industrial Building as generally described in the Initial
10 Letter of Intent.
11

12 The County received a second letter of intent dated
13 November 5, 1981 ("Amended letter of Intent") from Myers
14 Joint Venture (the "Industrial Concern") pursuant to which
15 the Industrial Concern advised the County that the Industrial
16 Concern would be substituted for the Company as owner of the
17 Industrial Building. The Amended Letter of Intent stated
18 that the Company agreed to the substitution of the
19 Industrial Concern and withdrew its request for financing,
20 agreeing to absolve the County of any commitment to loan
21 the proceeds of the Bonds to the Company. The Amended
22 Letter of Intent proposed that the County loan the proceeds
23 of the Bonds to the Industrial Concern for the acquisition
24 of the Industrial Building.
25

26 The County Council of Harford County adopted Resolution
27 71-81 on November 10, 1981 (the "Inducement Resolution")
28 and therein stated the present intention of the County to
29 issue and deliver its industrial development revenue bonds
30 in the aggregate principal amount not exceeding \$800,000
31 and to loan the proceeds thereof to the Industrial Concern
32 for the acquisition and improvement of the Industrial

1 Building. By the Inducement Resolution, the County Council
2 withdrew the expressed intention of the County to loan the
3 proceeds to the Company and, by the adoption of the Inducement
4 Resolution and acceptance of the Amended Letter of Intent
5 absolved the County of any obligation to lend the proceeds to
6 the Company.

7 The Industrial Building, which is an "industrial build-
8 ing" as defined in Section 266A of the Act, will consist of
9 (a) the acquisition of land, together with any and all
10 improvements located thereon, (b) the construction on
11 the land of new facilities, (c) the acquisition
12 and installation of certain machinery and equipment, and
13 of any and all other improvements, necessary or useful in
14 connection with the operation of the Industrial Concern on
15 and in such property, and (d) the acquisition of such other
16 interests in land as may be necessary or suitable for the
17 foregoing, including roads and rights of access, utilities
18 and other necessary site preparation facilities. The Indus-
19 trial Concern will use the Industrial Building as a catalogue
20 showroom for the retail sale of merchandise.

21 Based upon the findings and determinations set forth in
22 the Inducement Resolution and the findings and determina-
23 tions set forth below, the County has determined to partici-
24 pate in the financing of the Industrial Building by the
25 issuance, sale and delivery, at any time or from time to time
26 and in one or more series, of its industrial development
27 revenue bonds, in the aggregate principal amount not to
28 exceed \$800,000 (the "Bonds"), and by loaning the proceeds
29 of the Bonds of any series to the Industrial Concern upon
30 the terms and conditions of one or more loan agreements or
31 other similar agreements to be entered into between the
32 County and the Industrial Concern (a "Loan Agreement"), as

1 permitted by the Act, such proceeds to be used by the Indus-
2 trial Concern solely to finance the acquisition of the
3 Industrial Building.

4 Any Loan Agreement entered into with respect to the
5 Bonds of any series will require (a) the Industrial Concern
6 and the County to use the proceeds of the Bonds of such
7 series solely to finance the acquisition of the Industrial
8 Building, and (b) the Industrial Concern to make payments
9 which will be sufficient to enable the County to pay the
10 principal of and interest and premium, if any, on the Bonds
11 of such series when and as the same become due and payable.

12 NOW THEREFORE, IN ACCORDANCE WITH THE ACT:

13 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
14 HARFORD COUNTY, MARYLAND, That acting pursuant to the Act, it
15 is hereby found and determined as follows:

16 (1) The issuance and sale of the Bonds by the
17 County, pursuant to the Act, for the sole and exclusive
18 purpose of financing the acquisition (within the meaning of
19 the Act) of the Industrial Building will facilitate and
20 expedite the acquisition of the Industrial Building.

21 (2) The acquisition of the Industrial Building and
22 the financing thereof as provided in this Ordinance will
23 promote the declared legislative purposes of the Act by (a)
24 sustaining jobs and employment and aiding in maintaining and
25 increasing employment, thus relieving conditions of unemploy-
26 ment in the State of Maryland and in Harford County; (b)
27 encouraging the increase of industry and the creation of a
28 balanced economy in the State of Maryland and in Harford
29 County; (c) assisting in the retention of existing industry
30 in the State of Maryland and in Harford County; (d) promoting
31 economic development; and (e) promoting the health, welfare
32

1 and safety of the residents of Harford County and of the
2 State of Maryland.

3 (3) In addition to authorizing the County itself
4 to construct industrial buildings and either to lease or to
5 sell such buildings to the Industrial Concern, the Act, as an
6 alternative procedure, also authorizes industrial building
7 financing to be accomplished in the form of a loan to the
8 Industrial Concern. The loan form of transaction avoids
9 indirect costs and burdens on the County by not requiring any
10 direct involvement by the County in the acquisition, owner-
11 ship or administration of the Industrial Building, while
12 permitting ample controls to be imposed on the use of the
13 proceeds of the Bonds to insure that the public purposes of
14 the Act are fully accomplished. It is, therefore, in the
15 best interests of the citizens of the County to finance the
16 acquisition of the Industrial Building by a loan to the
17 Industrial Concern. This Ordinance contemplates transaction
18 in the form of a loan of the proceeds of the Bonds by the
19 County to the Industrial Concern, rather than a transaction
20 in the form of a lease or sale of the Industrial Building to
21 the Industrial Concern.

22 (4) Neither the Bonds nor the interest thereon
23 shall ever constitute an indebtedness or general obligation
24 of the County or a charge against, or pledge of, the general
25 credit or taxing powers of the County, within the meaning of
26 any constitutional or charter provision or statutory limit-
27 ation, and neither shall ever constitute or give rise to any
28 pecuniary liability of the County. The Bonds and the
29 interest thereon shall be limited obligations of the County,
30 repayable by the County solely from the revenue derived from
31 loan repayments (both principal and interest) made to the
32 County by the Industrial Concern under the applicable Loan

1 Agreement and from any other moneys made available to the
2 County for such purpose. Neither the proceeds of the Bonds
3 nor the payments of the principal of and premium (if any) and
4 interest on the Bonds will be commingled with the County's
5 funds or will be subject to the absolute control of the
6 County, but will be subject only to such limited supervision
7 and checks as are deemed necessary or desirable by the County
8 to insure that the proceeds of the Bonds are used to accom-
9 plish the public purposes of the Act and this Ordinance. The
10 transactions authorized hereby do not constitute any physical
11 public betterment or improvement or the acquisition of
12 property for public use or the purchase of equipment for
13 public use. The public purposes expressed in the Act are to
14 be achieved by facilitating the acquisition of the Industrial
15 Building by the Industrial Concern.

16 (5) The security for the Bonds of any series shall
17 be solely and exclusively (a) the absolute, irrevocable and
18 unconditional obligation of the Industrial Concern to make
19 the payments required by the Loan Agreement entered into with
20 respect to the Bonds of such series, (b) moneys realized from
21 the liquidation of any lien and security interest created by
22 such Loan Agreement and of any other lien or security
23 interest created with respect to any property as security for
24 the Bonds of such series or the related Loan as the County
25 Council of the County (the "County Council") may provide for
26 and approve by a resolution or resolutions to be adopted by
27 the County Council prior to the issuance, sale and delivery
28 of the Bonds of such series (an "Administrative Resolution"),
29 and (c) moneys realized from any guaranty of the Bonds of
30 such series or the related Loan as the County Council may
31 provide for and approve in an Administrative Resolution.
32

1 (6) As required by Section 266G of the Act, the
2 County does hereby set aside and pledge the income and
3 revenue of the County from the Industrial Building into a
4 separate and special fund to be used and applied in payment
5 of the cost thereof. However, none of such income and
6 revenue shall be set aside as a depreciation account (as
7 described in the Act), because such an account would (a) be
8 inconsistent with the transactions authorized hereby, and (b)
9 place an unreasonable burden on the Industrial Concern so as
10 to adversely affect the feasibility of the transaction and
11 thus frustrate the legislative purposes of the Act. The
12 Industrial Concern shall covenant and agree to properly
13 operate and maintain the Industrial Building during the time
14 any of the Bonds are outstanding. If the Bonds of any series
15 are secured by a lien on or security interest in the Indus-
16 trial Building, such covenant and agreement shall include a
17 specific undertaking by the Industrial Concern to make all
18 equipment replacements and repairs necessary to insure that
19 the security for the Bonds of such series shall not be
20 impaired.

21 (7) The Bonds of each series shall be authorized,
22 issued, sold and delivered without direct or indirect cost to
23 the County, and to that end, the County Executive shall
24 provide for the payment directly by the Industrial Concern of
25 all necessary expenses of preparing, printing and selling the
26 Bonds of each series and other costs contemplated and per-
27 mitted by the Act, including (without limitation) any and all
28 costs, fees and expenses incurred by or on behalf of the
29 County in connection with the authorization, issuance, sale,
30 delivery and administration of the Bonds of each series and
31 all costs incurred in connection with the development of the
32 appropriate legal documents, including (without limitation),

1
2
3 the fees of bond counsel to the County and compensation
4 to any person (other than full-time employees of the County)
5 or entity performing services for or on behalf of the
6 County in connection with the transactions contemplated
7 by this Ordinance, whether or not the proposed financing is
8 consummated.

9 (8) As evidenced by the Amended Letter of
10 Intent, the Industrial Building is to be acquired by and
11 for use by the Industrial Concern, an "industrial
12 concern" and a "bona fide tenant or purchaser" within
13 the meaning of the Act.

14
15 SECTION 2. AND BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND, That this
17 Ordinance, among other things, and the Inducement
18 Resolution evidence the intent of the County to issue,
19 sell and deliver the Bonds authorized hereby in
20 accordance with the terms hereof. The County and
21 the Industrial concern contemplate that, upon the
22 enactment of this Ordinance, the Industrial Concern
23 may commence the acquisition of the Industrial
24 Building prior to the issuance, sale and delivery
25 of the Bonds.

26
27 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY
28 COUNCIL OF HARFORD COUNTY, MARYLAND, That the County is
29 hereby authorized and empowered to issue, sell and deliver
30 the Bonds at any time or from time to time and in one or more
31 series, in the aggregate principal amount not to exceed
32 \$800,000, subject to the provisions of this Ordinance. The

1 County will lend the proceeds of the Bonds of any series to
2 the Industrial Concern pursuant to the terms and provisions
3 of a Loan Agreement, to be used by the Industrial Concern for
4 the sole and exclusive purpose of financing the acquisition
5 of the Industrial Building. The Bonds of any series and the
6 interest thereon shall be limited obligations of the County,
7 repayable by the County solely from the revenue derived from
8 payments made to the County by the Industrial Concern pur-
9 suant to the Loan Agreement entered into with respect to the
10 Bonds of such series, and from any other moneys made avail-
11 able to the County for such purpose. The security for the
12 Bonds of any series shall be solely and exclusively as
13 provided in Section 1 of this Ordinance.

14 SECTION 4. AND BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds may be
16 issued at any time or from time to time and in one or more
17 series, and each series of the Bonds shall be identified by
18 the year of issue or other appropriate designation. Unless
19 otherwise provided by the County Council in an Administrative
20 Resolution, each of the Bonds shall bear the descriptive
21 title "Harford County, Maryland Industrial Development Revenue
22 Bond (Myers Joint Venture Project); pro-
23 vided, that the descriptive title may contain such other
24 descriptive information as the County Council may prescribe
25 in an Administrative Resolution (e.g. "1981 Series B").

26 SECTION 5. AND BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds of any
28 series, which may be engraved, printed or typewritten, shall:
29 (a) be executed, issued and delivered in such
30 amount or amounts, not exceeding \$800,000 in the aggregate,
31 unless that amount is increased by an Ordinance supplemental
32 hereto,

1 (b) bear interest at such rate or rates,
2 (c) be dated,
3 (d) be in such denominations,
4 (e) be of such form and tenor,
5 (f) be payable, both as to principal and interest,
6 in such amounts, from and at such times (not later than 30
7 years from the date thereof) and at such place or places, and
8 (g) be subject to redemption prior to their stated
9 maturity on such terms and conditions, all as the County
10 Council may prescribe, determine or provide for in an Adminis-
11 trative Resolution.

12 SECTION 6. AND BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds shall be
14 executed in the name of the County and on its behalf by the
15 County Executive of the County, by his manual or facsimile
16 signature, and the corporate seal of the County or a fac-
17 simile thereof shall be impressed or otherwise reproduced
18 thereon and attested by the Director of Administration of
19 the County, by his manual signature. Any Loan Agreement
20 and, where applicable, all other documents as the County
21 Council shall deem necessary to effectuate the issuance, sale
22 and delivery of the Bonds of any series, shall be executed in
23 the name of the County and on its behalf by the County
24 Executive of the County by his manual signature, and the
25 corporate seal of the County or a facsimile thereof shall be
26 impressed or otherwise reproduced thereon and attested by the
27 Director of Administration of the County by his manual
28 signature. In case any officer whose signature or a fac-
29 simile of whose signature shall appear on the Bonds of any
30 series or any of the aforesaid documents shall cease to be
31 such officer before the delivery of the Bonds of such series
32 or any of the other aforesaid documents, such signature or

1 such facsimile shall nevertheless be valid and sufficient for
2 all purposes, the same as if such officer had remained in
3 office until delivery. The County Executive of the County,
4 the Director of Administration of the County and other
5 officials of the County are hereby authorized and empowered
6 to do all such acts and things and execute such documents and
7 certificates as the County Council may determine in an
8 Administrative Resolution to be necessary to carry out and
9 comply with the provisions hereof; and, upon the enactment of
10 this Ordinance, such officials are hereby authorized and
11 empowered to prepare and distribute, in conjunction with
12 representatives of the Industrial Concern and the prospective
13 purchasers of or underwriters for the Bonds of any series,
14 both a preliminary and a final official statement in connec-
15 tion with the sale of the Bonds of any series, if such
16 preliminary official statement and final official statement
17 are determined to be necessary or desirable for the sale of
18 the Bonds of such series, provided, however, that any such
19 preliminary official statement shall be clearly marked to
20 indicate that it is subject to completion and amendment.

21 SECTION 7. AND BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARFORD COUNTY, MARYLAND, That prior to the
23 issuance, sale and delivery of the Bonds of any series, the
24 County Council shall adopt an Administrative Resolution,
25 pursuant to which the County Council may (without limita-
26 tion):

27 (a) prescribe the form, tenor, terms and con-
28 ditions of and security for the Bonds of such series;

29 (b) prescribe the amounts, rate or rates of
30 interest, denominations, date, maturity or maturities (within
31 the limits herein prescribed), and the time and place or
32 places of payment of the Bonds of such series, and the terms

1 and conditions and details under which the Bonds of such
2 series may be called for redemption prior to their stated
3 maturity;

4 (c) if necessary, appoint a trustee, a bond
5 registrar and a paying agent or agents for the Bonds of such
6 series;

7 (d) approve the form and contents, and authorize
8 the execution and delivery (where applicable) of a Loan
9 Agreement and such other documents, including (without
10 limitation) trust agreements, assignments, mortgages, deeds
11 of trust, bond purchase agreements, guaranties and security
12 instruments to which the County is a party and which may be
13 necessary to effectuate the issuance, sale and delivery of
14 the Bonds of such series;

15 (e) determine the time of execution, issuance,
16 sale and delivery of the Bonds of such series and prescribe
17 any and all other details of the Bonds of such series;

18 (f) provide for the direct payment by the Indus-
19 trial Concern of all costs, fees and expenses incurred by or
20 on behalf of the County in connection with the authorization,
21 issuance, sale, delivery and administration of the Bonds of
22 such series, including (without limitation) costs of printing
23 (if any) and issuing the Bonds of such series, legal expenses
24 (including the fees of bond counsel) and compensation to any
25 person (other than full-time employees of the County) perfor-
26 ming services by or on behalf of the County in connection
27 therewith;

28 (g) provide for the issuance and sale (subject to
29 the passage at the time of an appropriate ordinance author-
30 izing the same, if necessary) of one or more series of
31 additional bonds and one or more series of refunding bonds;
32 and

1 (h) do any and all things, and authorize the
2 officials of the County to do any and all things, necessary,
3 proper or expedient in connection with the issuance, sale and
4 delivery of the Bonds of such series.

5 SECTION 8. AND BE IT FURTHER ENACTED BY THE COUNTY
6 COUNCIL OF HARFORD COUNTY, MARYLAND, That, as authorized by
7 the Act, unless, at the request of the Industrial Concern
8 the County Council provides in an Administrative Resolution
9 for the public sale of the Bonds of any series, the Bonds of
10 each series shall be sold by private (negotiated) sale upon
11 such terms and conditions as shall be approved by the County
12 Council in an Administrative Resolution.
13

14 SECTION 9. AND BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND, That the provisions of
16 this Ordinance are severable, and if any provision, sentence,
17 clause, section or part hereof is held illegal, invalid or
18 unconstitutional or inapplicable to any person or circum-
19 stances, such illegality, invalidity or unconstitutionality,
20 or inapplicability shall not affect or impair any of the
21 remaining provisions, sentences, clauses, sections, or parts
22 of this Ordinance or their application to other persons or
23 circumstances. It is hereby declared to be the legislative
24 intent that this Ordinance would have been passed if such
25 illegal, invalid or unconstitutional provision, sentence,
26 clause, section or part had not been included herein, and if
27 the person or circumstances to which this Ordinance or any
28
29
30
31
32

BOOK 7 PAGE 344
The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

81-95

Angela Markowski, Secretary

1 part hereof are inapplicable had been specifically exempted
2 herefrom.

3 SECTION 11. AND BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance has
5 no financial impact on Harford County, Maryland, and, there-
6 fore, there is no requirement for a fiscal impact note.

7 SECTION 12. AND BE IT FURTHER ENACTED BY THE COUNTY
8 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Industrial
9 Building and the sale of the Bonds therefor shall not
10 constitute a capital project within the meaning of the
11 Harford County Charter or Code.

12 SECTION 13. AND BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND, That the Bonds must be
14 issued and sold within six (6) months from the date on which
15 this Ordinance becomes law; provided, however, that the County
16 Council, after a showing of good cause after a public hearing
17 held before the County Council prior to or after the expiration
18 of such six (6) month period, may by administrative resolution
19 extend the period during which the Bonds may be issued and sold
20 for such additional terms not to exceed six (6) months in the
21 aggregate from the date on which the first six (6) month period
22 expired. The County Council, in its sole discretion, shall
23 determine the sufficiency, or lack thereof, of the reasons presented
24 for any requested extension of the six (6) month period. If an
25 extension is granted, notice of such extension and the reasons
26 therefor must be sent to the County Executive. If the Bonds are
27 not issued and sold within said six (6) month period or any approved
28 extension thereof, the authority provided in this Ordinance for the
29 County to issue and sell the Bonds shall expire.

30 SECTION 14. AND BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND, That this Ordinance
32 shall take effect 60 days after the date that it becomes law.

EFFECTIVE: March 8, 1982

81-95

CUUP 7 PAGE 345
BY THE COUNCIL

Read the third time, BILL NO. 81-95

Passed LSD 81-38 (December 15, 1981) ~~(with amendments)~~
~~Failed~~ ~~Passed~~ ~~Failed~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of December, 1981
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Branger
County Executive
Date 1/6/82

BY THE COUNCIL

This Bill (No. 81-95), having been approved by the Executive
and returned to the Council, becomes law on January 6, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P. M.
Hec Liber 7 Folio 33 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 8, 1982

BILL NO. 81-96

BOOK 7 345

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-96

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-36 Date December 1, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the
Department of Planning and Zoning from unanticipated
revenues received from the Maryland Department of
Natural Resources; to provide The Bush River
Development Plan.

By the Council, December 1, 1981

Introduced, read first time, ordered posted and public hearing scheduled
on: January 5, 1982
at: 7:00 P.M.

By Order: Angelo Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on January 5, 1982
and concluded on January 5, 1982.

Angelo Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 81-96

1 WHEREAS, the County Executive has recommended an
2 emergency appropriation of unanticipated grant revenues to the
3 County Budget for the fiscal year ending June 30, 1982, and
4 continuing thereafter in accordance with the terms of the grant;
5 and

6 WHEREAS, the funds are part of the Maryland Department
7 of Natural Resources; and

8 WHEREAS, the funds shall be used for The Bush River
9 Development Plan; and

10 WHEREAS, the appropriation of the funds is in accordance
11 with the provisions of Section 518 of the Charter of Harford
12 County, Maryland.

13 NOW, THEREFORE,
14 Section 1. *Be It Enacted By The County Council Of Harford County,*
15 *Maryland,* that the current expense budget for the fiscal year
16 ending June 30, 1982, be, and it is hereby amended by making an
17 emergency appropriation and expenditure from monies received
18 from the State of Maryland in the below listed amounts for the
19 purpose detailed:

20 Appropriation:

21 Grants Special Fund

22 Planning and Zoning

23 Bush River Development Plan (11/1/81 - 6/30/82)

24 Account Receivable #28-00-03-80-32-05-00-00 \$3,500.00

25 Total Grant Receivable \$3,500.00

26 Grants Special Fund

27 Planning and Zoning

28 Bush River Development Plan (11/1/81 - 6/30/82)

29 Grant Expenditure Account #88-01-27-00-01-05-02-XX . \$ 500.00

30 #88-01-27-00-01-05-03-XX . \$2,200.00

31 #88-01-27-00-01-05-05-XX . \$ 500.00

32 #88-01-27-00-01-05-05-XX . \$ 300.00

1 Total Grant Expenditures \$3,500.00
 2 Total Funds Appropriated \$3,500.00

3 Section 2. *And Be It Further Enacted*, that this Act is hereby
 4 declared to be an Emergency Act, necessary for the protection
 5 of the public health, safety and welfare, and for the continuation
 6 of a vital County project, and shall take effect on the date it
 7 becomes law.

8 EFFECTIVE: January 7, 1982

The Secretary of the Council does hereby
 certify that fifteen (15) copies of this Bill
 are immediately available for distribution to
 the public and the press.

Angela Markowski, Secretary

BY THE COUNCIL

Read the third time, BILL NO. 81-96

Passed LSD 82-1 (January 5, 1982) ~~(with amendments)~~~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 6th day of January, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County ExecutiveDate January 7, 1982

BY THE COUNCIL

This Bill (No. 81-96), having been approved by the Executive
and returned to the Council, becomes law on January 7, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 19 82 at 2:00 P.M.
Not Liber. 7 Folio 346 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 7, 1982

BILL NO. 81-97

BOOK 7 PAGE 350
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-97

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 81-36 Date December 1, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to The Public Housing Agency from unanticipated revenues received from the United States Department of Housing and Urban Development; to provide rental assistance to eligible tenants.

By the Council, December 1, 1981

Introduced, read first time, ordered posted and public hearing scheduled on: January 5, 1982
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on January 5, 1982 and concluded on January 5, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-97

1 WHEREAS, the County Executive has recommended an
2 emergency appropriation of unanticipated grant revenues to the
3 County Budget for the fiscal year ending June 30, 1982, and
4 continuing thereafter in accordance with the terms of the grant;
5 and

6 WHEREAS, the funds are part of the United States
7 Department of Housing and Urban Development, Public Housing
8 Section "8" Program; and

9 WHEREAS, the funds shall be used for rental assistance
10 to eligible tenants; and

11 WHEREAS, the appropriation of the funds is in accordance
12 with the provisions of Section 518 of the Charter of Harford
13 County, Maryland.

14 NOW, THEREFORE,
15 Section 1. *Be It Enacted By the County Council Of Harford County,*
16 *Maryland,* that the current expense budget for the fiscal year
17 ending June 30, 1982, be, and it is hereby amended by making an
18 emergency appropriation and expenditure from monies received from
19 the Federal Government in the below listed amounts for the purpose
20 detailed:

21 Appropriation:

22 Grants Special Fund

23 Public Housing Agency

24 Section "8" Program - HAP (10/1/81 - 9/30/82)

25 Grant Accounts Receivable

26 Account #28-00-03-80-13-06-00-00 \$1,426,800.00

27 Total Receivable \$1,426,800.00

28 Grants Special Fund

29 Public Housing Agency

30 Section "8" Program - HAP (10/1/81 - 9/30/82)

31 Grant Expenditure

32 Account #88-01-41-00-02-05-03-XX \$1,426,800.00

1	Total Expenditure	\$1,426,800.00
2	Grants Special Fund	
3	Public Housing Agency	
4	Section "8" Program - ADM. (10/1/81 - 9/30/82)	
5	Grant Accounts Receivable	
6	Account #28-00-03-80-13-05-00-00	\$ 31,540.00
7	Total Receivable	\$ 31,540.00
8	Grant Special Fund	
9	Public Housing Agency	
10	Section "8" Program - ADM (10/1/81 - 9/30/82)	
11	Grant Expenditure	
12	Account #88-01-41-02-05-01-01-XX	\$ 7,638.00
13	#88-01-41-02-05-01-02-XX	\$ 2,231.00
14	#88-01-41-02-05-01-03-XX	\$ 993.00
15	#88-01-41-02-05-01-04-XX	\$ 3,715.00
16	#88-01-41-02-05-01-05-XX	\$ 3,370.00
17	#88-01-41-02-05-01-07-XX	\$ 10,212.00
18	#88-01-41-02-05-01-08-XX	\$ 1,237.00
19	#88-01-41-02-05-01-14-XX	\$ 2,144.00
20	Total Expenditure	\$ 31,540.00

21 Section 2. *And Be It Further Enacted*, that this Act is hereby
 22 declared to be an Emergency Act necessary for the protection of
 23 the public health, safety and welfare, and for the continued
 24 operation of the County's Section "8" Public Housing Agency to
 25 provide rental assistance to eligible tenants, and shall take
 26 effect on the date it becomes law.
 27 EFFECTIVE: January 7, 1982

28
 29 The Secretary of the Council does hereby
 30 certify that fifteen (15) copies of this Bill
 are immediately available for distribution to
 the public and the press.

31 Angela Markowski, Secretary
 32 *ap*

BOOK 7 PAGE 353

BY THE COUNCIL

Read the third time, BILL NO. 81-97

Passed LSD 82-1 (January 5, 1982) (~~with amendments~~)~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 6th day of January, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barrange
County ExecutiveDate January 7, 1982

BY THE COUNCIL

This Bill (No. 81-97), having been approved by the Executive
and returned to the Council, becomes law on January 7, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P.M.
HPC Liber 7 Folio 350 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 7, 1982

BILL NO. 81-98

BOOK 7 PAGE 354

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-98

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 81-37 Date December 8, 1981

AN ACT to repeal and re-enact with amendments, Section 24-24, heading, Payment for Capital Indebtedness, of Article I, heading, In General, of Chapter 24, heading, Water and Sewer, of the Harford County Code, as amended; to provide for certain exemptions from acceleration of unpaid area connection charges upon transfer of property.

By the Council, December 8, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: January 5, 1982

at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on January 5, 1982 and concluded on January 5, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 81-98

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Section 24-24, heading, Payment for Capital
3 Indebtedness, of Article I, heading, In General, of Chapter 24,
4 heading, Water and Sewer, of the Harford County Code, as amended,
5 be, and it is hereby repealed and re-enacted with amendments all
6 to read as follows:

7 Chapter 24. Water and Sewer.

8 Article I. In General.

9 Section 24-24. Payment for Capital Indebtedness.

10 (a) For the purpose of providing funds for the investiga-
11 tions, surveys, designs, construction, establishment, purchase,
12 condemnation or depreciation of water supply, sewerage and
13 drainage systems in the County, and for the purpose of paying
14 any debt of these systems, the Council may:

15 (1) Establish a reserve fund pursuant to Section 523(d)
16 of the Charter.

17 (2) Incur debt as provided for by the Charter.

18 (3) Establish charges based upon connections to the
19 system and other criteria.

20 (4) Levy special assessments on the properties bene-
21 fited by a particular project or portion of the system.

22 (5) Levy assessments on all property benefited by
23 water supply, sewerage or drainage systems in the County.

24 (6) Levy an ad valorem tax on all taxable real property
25 in the County.

26 (7) Establish and levy surcharges.

27 (b) Taxes and past due debts shall be paid in full prior to
28 transfer of the property. Additionally, area connection charges
29 which have been prorated over a period of years pursuant to an
30 agreement between the property owner and the County shall be paid
31 in full, upon transfer of the property prior to payout of the
32 area connection charge with the exception of all transfers of

1 property not requiring payment of transfer taxes and recordation
2 taxes as provided by Article 81 of the Annotated Code of Maryland.
3 The person purchasing the lot or property will assume the liability
4 of all existing water, sewer or drainage charges that are not past
5 due, except where the purchaser and seller agree otherwise.

6 (c) NOTWITHSTANDING THE ABOVE, THE FOLLOWING TYPES OF
7 TRANSACTIONS ARE EXEMPT FROM ACCELERATED PAYMENT OF AREA CONNECTION
8 CHARGES:

- 9 (1) DEEDS WITH NO CONSIDERATION
- 10 (2) STRAW DEEDS
- 11 (3) CONFIRMATORY DEEDS
- 12 (4) TRANSFERS BETWEEN SPOUSES OR FORMER SPOUSES
- 13 (5) DEEDS MADE AS A RESULT OF BANKRUPTCY PROCEEDINGS
- 14 (6) TAX SALE DEEDS
- 15 (7) DEEDS MADE BY A PERSONAL REPRESENTATIVE OF AN
16 ESTATE MAKING DISTRIBUTION
- 17 (8) QUIT CLAIM DEEDS TO REMOVE CLOUD ON TITLE

18 Section 2. *And Be It Further Enacted*, that this Act shall take
19 effect sixty (60) calendar days from the date it becomes law.
20 EFFECTIVE: April 6, 1982

21
22 The Secretary of the Council does hereby
23 certify that fifteen (15) copies of this Bill
24 are immediately available for distribution to
25 public and the press.

26 Angela Marsden, Secretary
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BOOK 7 PAGE 357

BY THE COUNCIL

Read the third time, BILL NO. 81-98

Passed LSD 82-4 (February 2, 1982) ~~(XXXXXXXXXXXXXX)~~~~XXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 3rd day of February, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Zarranger
County Executive
Date February 5, 1982

BY THE COUNCIL

This Bill (No. 81-98), approved by the Executive and returned
to the Council, becomes law on February 5, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 19 82 at 2:00 P. M.
Lib. 7 Folio 354 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 6, 1982

BOOK 7 PAGE 358

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-99Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-37 Date December 8, 1981

AN ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the 1981-82 fiscal year; to provide funds for the salaries of ten (10) additional officers of the Sheriff's Department for five (5) months and for related expenses of the ten (10) new employees.

By the Council, December 8, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: January 5, 1982at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on January 5, 1982 and concluded on January 5, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the expense budget for the fiscal
3 year ending June 30, 1982, in accordance with Section 517 of the
4 Charter of Harford County, Maryland; and

5 WHEREAS, such funds are necessary for the operation of
6 the Harford County Sheriff's Department; and

7 WHEREAS, the Treasurer has certified that such funds are
8 available for appropriation.

9 NOW, THEREFORE,
10 Section 1. *Be It Enacted By The County Council Of Harford County,*
11 *Maryland,* that the current expense budget for the fiscal year
12 ending June 30, 1982, be, and it is hereby amended by making an
13 appropriation from the General Fund Reserve for Contingency in the
14 below listed amounts for the purpose detailed:

15 Appropriation:

16 From: General Fund Reserve for Contingency

17 Account #70-13-17-00-01-00-07-01 \$54,113.00

18 Total Funds Requested \$54,113.00

19 To: General Fund

20 Sheriff's Department

21 General Police Work

22 Account #70-02-54-00-01-00-01-XX \$(2,274.00)

23 #70-02-54-00-01-00-02-XX \$ 5,000.00

24 #70-02-54-00-01-00-05-XX \$ 3,300.00

25 #70-02-54-00-01-00-11-XX \$48,387.00

26 #70-02-54-00-01-00-14-XX \$ (300.00)

27 Total General Fund Appropriation \$54,113.00

28 Section 2. *And Be It Further Enacted,* that this Act shall take
29 effect sixty (60) calendar days from the date it becomes law.

30 EFFECTIVE: March 8, 1982

31 The Secretary of the Council does hereby
32 certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Angela Marshall, Secretary

BY THE COUNCIL

Read the third time., BILL NO. 81-99

Passed LSD 82-1 (January 5, 1982) ~~(XXXXXXXXXXXX)~~~~Failed of Passage~~

By order

Angelo Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 6th day of January, 1982
at 3:00 o'clock P.M.

Angelo Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Gorman
County Executive
Date January 7, 1982

BY THE COUNCIL

This Bill (No. 81-99), having been approved by the Executive
and returned to the Council, becomes law on January 7, 1982.

Angelo Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P. M.
HC Liber 7 Folio 358 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 8, 1982

BOOK 7 PAGE 361
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-100Introduced by Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 81-38Date December 15, 1981

AN EMERGENCY ACT to make an appropriation of grant funds to the
Public Housing Agency from unanticipated revenues
received from the Federal Government's Section "8"
Housing Program; to provide for payroll expenses of
the Public Housing Agency Staff.

By the Council, December 15, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: January 12, 1982at: 7:45 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on January 12, 1982
and concluded on January 12, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BOOK 7 PAGE 362

1 WHEREAS, the County Executive has recommended an
 2 emergency appropriation of unanticipated grant revenues to the
 3 County Budget for the fiscal year ending June 30, 1982, and
 4 continuing thereafter in accordance with the terms of the grant;
 5 and

6 WHEREAS, the funds are part of the Federal Government's
 7 Section "8" Housing Program; and

8 WHEREAS, the funds shall be used for payroll expenses of
 9 the Public Housing Agency Staff; and

10 WHEREAS, the appropriation of the funds is in accordance
 11 with the provisions of Section 518 of the Charter of Harford
 12 County, Maryland.

13 NOW, THEREFORE,

14 Section 1. *Be It Enacted By The County Council Of Harford County,*
 15 *Maryland,* that the current expense budget for the fiscal year
 16 ending June 30, 1982, be, and it is hereby amended by making an
 17 emergency appropriation and expenditure from monies received from
 18 the Federal Government's Section "8" Housing Program in the below
 19 listed amounts for the purpose detailed:

20 Appropriation:

21 Grants Special Fund

22 Public Housing Agency

23 Section "8" Program

24 PHA Administrative Earnings

25 Account Receivable #28-00-03-80-13-07-00-00 \$39,156.15

26 Total Account Receivable \$39,156.15

27 Grants Special Fund

28 Public Housing Agency

29 Section "8" Program

30 PHA Administrative Earnings

31 Expenditure Account #88-01-41-02-05-02-01-XX . . . \$28,700.00

32 #88-01-41-01-05-01-02-XX . . . \$ 3,000.00

1 #88-01-41-02-05-02-08-XX . . . \$ 1,716.15
2 #88-01-41-01-05-02-14-XX . . . \$ 5,740.00
3 Total Expenditure Account \$39,156.15

4 Section 2. *And Be It Further Enacted*, that this Act is hereby
5 declared to be an Emergency Act, necessary for the protection
6 of the public health, safety and welfare, and for necessary payroll
7 expenses of the Public Housing Agency Staff, and shall take effect
8 on the date it becomes law.

9 EFFECTIVE: January 22, 1982
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12 The Secretary of the Council does hereby
13 certify that fifteen (15) copies of this Bill
14 are immediately available for distribution to
15 the public and the press.

16 Angelo Marchese, Secretary
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BOOK 7 PAGE 364

BY THE COUNCIL

Read the third time, BILL NO. 81-100

Passed LSD 82-3 (January 19, 1982) ~~(with amendments)~~~~XXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 20th day of January, 1982
 at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Robert J. Zoranyi
 County Executive
 Date January 22, 1982

BY THE COUNCIL

This Bill (No. 81-100), having been approved by the
 Executive and returned to the Council, becomes law on
 January 22, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/24 1982 at 2:00 P.M.
 Liber 7 Folio 361 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: January 22, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-2 (AS AMENDED)

Introduced by Council Member Schafer

Legislative Day No. 82-2

Date January 12, 1982

AN EMERGENCY ACT to repeal Subsection 7.0216 of Section 7.02, heading, Conditional Use, Requiring Board Authorization, and to enact new Subsection 7.016, to Section 7.01, heading, Principal Permitted Uses, both Sections of Article 7, heading, Agricultural District, of the Harford County Zoning Ordinance, Ordinance No. 6, as amended, to eliminate sanitary landfills and other solid waste disposal ~~locations~~ OPERATIONS as conditional uses in agricultural districts; and to allow sanitary landfills and other solid waste disposal ~~locations~~ OPERATIONS as a principal permitted use in an agricultural district; and to provide minimum setback requirements for such operations; AND TO PROVIDE FOR A SITE PLAN TO BE DEVELOPED TO MINIMIZE COMMUNITY IMPACT.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 1982

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 9, 1982 and concluded on February 9, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that Subsection 7.0216 of Section 7.02, heading,
3 Conditional Use, Requiring Board Authorization, is hereby repealed
4 and new Subsection 7.016, be, and it is hereby added to Section 7.01,
5 heading, Principal Permitted Uses, both Sections of Article 7,
6 heading, Agricultural Districts, of the Harford County Zoning
7 Ordinance, Ordinance No. 6, as amended, all to read as follows:

8 Article 7. Agricultural District.

9 Section 7.02. Conditional Use, Requiring Board Authorization.

10 7.0216. [Sanitary landfills and other solid waste disposal
11 locations operated by the County or its agent, subject to the
12 provisions of Article 20, provided that it shall comply with
13 three (3) times requirements of Subsection 7.041.]

14 Section 7.01. Principal Permitted Uses.

15 7.016. SANITARY LANDFILLS AND OTHER SOLID WASTE DISPOSAL

16 OPERATIONS-PROVIDED-THERE-SHALL--BE-A-DISTANCE-OF-AT-LEAST-TWO

17 HUNDRED-(200)-FEET-FROM-ANY-LOT- OPERATIONS UNDER THE DIRECTION

18 OF THE COUNTY OR ITS AGENTS. IN ADDITION THE FOLLOWING REQUIREMENTS

19 SHALL APPLY:

20 (a). AN UNDISTURBED BUFFER AREA SHALL BE MAINTAINED BETWEEN
21 THE FILL AREA AND ADJOINING PROPERTIES. THE UNDISTURBED BUFFER AREA
22 SHALL BE DESIGNED TO ADEQUATELY SCREEN THE LANDFILL ACTIVITIES FROM
23 THE VIEW OF ADJOINING PROPERTIES. THE UNDISTURBED BUFFER AREA SHALL
24 BE A MINIMUM OF TWO HUNDRED (200) FEET FROM ADJOINING PROPERTY
25 LINES. THE DISTANCE SHALL BE DETERMINED BY THE COUNTY COUNCIL AFTER
26 A SITE PLAN IS DEVELOPED BY THE DEPARTMENTS OF PLANNING AND ZONING
27 AND PUBLIC WORKS. THE SITE PLAN SHALL CONSIDER AND ADDRESS THE
28 TOPOGRAPHY OF THE AREA, THE ABILITY TO EFFECTIVELY SCREEN THE
29 LANDFILL AREA AND SUCH OTHER FACTORS AS THE DEPARTMENTS OF PLANNING
30 AND ZONING, PUBLIC WORKS, AND THE COUNTY COUNCIL DEEM RELEVANT IN
31 CONFORMITY WITH SECTION 20.42.

32

1 (b). THE DEPARTMENT OF PUBLIC WORKS SHALL CAUSE A NOTICE TO BE
2 PUBLISHED ONCE A WEEK FOR TWO CONSECUTIVE WEEKS IN TWO NEWSPAPERS OF
3 GENERAL CIRCULATION IN THE COUNTY. THE NOTICE SHALL IDENTIFY THE
4 LOCATION OF THE SITE, THE ACREAGE, AND A PHYSICAL DESCRIPTION OF THE
5 SITE.

6 Section 2. *And Be It Further Enacted* that this Act be declared as
7 an Emergency Act necessary for the health, safety and welfare of
8 the citizens of Harford County and necessary for the disposal of
9 waste material in Harford County.

10 EFFECTIVE: March 18, 1982

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BOOK 7 PAGE 368
BY THE COUNCIL

Read the third time, BILL NO. 82-2 (as amended)

Passed 82-8 (March 9, 1982) (with amendments)

~~Failed to Pass~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of March, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-2 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 1982 at 2:00 P.M.
Liber 7 Folio 365 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 18, 1982

BOOK 7 PAGE 369
COUNTY COUNCIL

OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-3 (AS AMENDED)

Introduced by Council Member Schafer

Legislative Day No. 82-2 Date January 12, 1982

AN EMERGENCY ACT to add new Subsection 8.019 to Section 8.01, heading, Principal Permitted Uses, of Article 8, heading, "R-1" Suburban Residence District, of the Harford County Zoning Ordinance, Ordinance No. 6, as amended, to allow sanitary landfills and other solid waste disposal ~~locations~~ OPERATIONS in certain zoning districts as a principal permitted use; and to provide minimum setback requirements for landfills and other solid waste disposal ~~locations~~ OPERATIONS; AND TO PROVIDE FOR A SITE PLAN TO BE DEVELOPED TO MINIMIZE COMMUNITY IMPACT.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled on: February 9, 1982

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 9, 1982 and concluded on February 9, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 370

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland,* that new Subsection 8.019, be, and it is hereby added
3 to Section 8.01, heading, Principal Permitted Uses, of Article 8,
4 heading, "R-1" Suburban Residence District, of the Harford County
5 Zoning Ordinance, Ordinance No. 6, as amended, all to read as
6 follows:

7 Article 8. "R-1" Suburban Residence District.

8 Section 8.01. Principal Permitted Uses.

9 8.019. SANITARY LANDFILLS AND OTHER SOLID WASTE DISPOSAL

10 ~~OPERATIONS-PROVIDED-THAT-THERE-SHALL-BE-A-DISTANCE-OF-AT-LEAST~~

11 ~~TWO-HUNDRED-(200)-FEET-FROM-ANY-LOT-IN-ANY-DISTRICT-OPERATIONS~~

12 UNDER THE DIRECTION OF THE COUNTY OR ITS AGENTS. IN ADDITION

13 THE FOLLOWING REQUIREMENTS SHALL APPLY:

14 (a). AN UNDISTURBED BUFFER AREA SHALL BE MAINTAINED BETWEEN
15 THE FILL AREA AND ADJOINING PROPERTIES. THE UNDISTURBED BUFFER AREA
16 SHALL BE DESIGNED TO ADEQUATELY SCREEN THE LANDFILL ACTIVITIES FROM
17 THE VIEW OF ADJOINING PROPERTIES. THE UNDISTURBED BUFFER AREA SHALL
18 BE A MINIMUM OF TWO HUNDRED (200) FEET FROM ADJOINING PROPERTY
19 LINES. THE DISTANCE SHALL BE DETERMINED BY THE COUNTY COUNCIL AFTER
20 A SITE PLAN IS DEVELOPED BY THE DEPARTMENTS OF PLANNING AND ZONING
21 AND PUBLIC WORKS. THE SITE PLAN SHALL CONSIDER AND ADDRESS THE
22 TOPOGRAPHY OF THE AREA, THE ABILITY TO EFFECTIVELY SCREEN THE
23 LANDFILL AREA AND SUCH OTHER FACTORS AS THE DEPARTMENTS OF
24 PLANNING AND ZONING, PUBLIC WORKS, AND THE COUNTY COUNCIL DEEM
25 RELEVANT IN CONFORMITY WITH SECTION 20.42.

26 (b). THE DEPARTMENT OF PUBLIC WORKS SHALL CAUSE A NOTICE TO BE
27 PUBLISHED ONCE A WEEK FOR TWO CONSECUTIVE WEEKS IN TWO NEWSPAPERS OF
28 GENERAL CIRCULATION IN THE COUNTY. THE NOTICE SHALL IDENTIFY THE
29 LOCATION OF THE SITE, THE ACREAGE, AND A PHYSICAL DESCRIPTION OF THE
30 SITE.

31 Section 2. *And Be It Further Enacted* that this Act be declared
32 as an Emergency Act necessary for the health, safety and welfare

BOOK 7 PAGE 371

1 of the citizens of Harford County and necessary for the disposal
2 of waste material in Harford County.

3 EFFECTIVE: March 18, 1982
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BOOK 7 PAGE 372
BY THE COUNCIL

Read the third time, BILL NO. 82-3 (as amended)

Passed LSD 82-8 (March 9, 1982) (with amendments)

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of March, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

J. I. Thomas Burranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-3 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
RUC Liber 7 Folio 389 & examined per
H. Douglas Chiicoat, Clerk, Harford Co.

BOOK 7 PAGE 373
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-4Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-2Date January 12, 1982

AN EMERGENCY ACT to provide for the postponement of Zoning
Cycle I - 1982, pursuant to Section 21A.4,
heading, Suspension of Zoning Reclassifi-
cation and Special Provision Petitions, of
Article 21A, heading, Comprehensive Zoning
Review, all part of Harford County Zoning
Ordinance No. 6, as amended.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 1982at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on February 9, 1982
and concluded on February 9, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

1 Section 1. *Be It Enacted By the County Council of Harford*
2 *County, Maryland,* that pursuant to Section 21A.4, heading,
3 *Suspension of Zoning Reclassification and Special Provision*
4 *Petitions, of Article 21A, heading, Comprehensive Zoning*
5 *Review, of Harford County Zoning Ordinance No. 6, as amended,*
6 *Zoning Cycle I for 1982, be, and it is hereby postponed until*
7 *May 28, 1982 and that no petitions or applications will be*
8 *accepted, except in accordance with Section 21A.4.*

9 Section 2. *And Be It Further Enacted,* that this Act is hereby
10 declared to be an Emergency Act, necessary for the orderly
11 growth of the County, and it shall take effect on the date it
12 becomes law.

13 EFFECTIVE: February 11, 1982
14

15 *The Secretary of the Council does hereby*
16 *certify that fifteen (15) copies of this Bill*
17 *are immediately available for distribution to*
18 *the public and the press.*

19 *Angelo Markowski*, Secretary
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BY THE COUNCIL

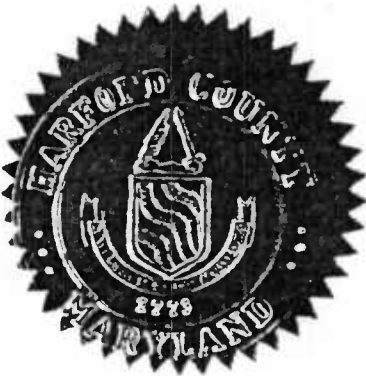
Read the third time., BILL NO. 82-4

Passed LSD 82-5 (February 9, 1982) ~~(with amendments)~~~~Failed XXX Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of February, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Spranger
County ExecutiveDate February 11, 1982

BY THE COUNCIL

This Bill (No. 82-4), having been approved by the Executive
and returned to the Council, becomes law on February 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P. M.
WPC Liber 7 Folio 323 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: February 11, 1982

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-5Introduced by: Council President Hardwicke at the request of the
County ExecutiveLegislative Day No. 82-2Date: January 12, 1982

AN ACT authorizing and empowering Harford County, Maryland, to issue and sell, as limited obligations of the County and not upon its full faith and credit, its industrial development revenue bonds, in the aggregate principal amount not to exceed \$1,000,000; pursuant to Sections 266A to 266-I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended, for the purpose of financing the acquisition of a certain industrial building to be located on Pulaski Highway in Havre de Grace and to be owned by D-D Foods, Inc., a Maryland corporation, and to be used as a retail supermarket; and generally providing for and determining various matters, details and procedures in connection therewith.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 1982at: 6:30 P.M.By Order: Angela Markowski, Secretary.

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 9, 1982 and concluded on February 9, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-5

Sections 266A to 266-I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended (the "Act"), empower all the counties and municipalities of the State of Maryland to borrow money by issuing revenue bonds for the purpose of financing the costs of acquiring any industrial building or buildings (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State of Maryland, to encourage the increase of industry and a balanced economy in the State of Maryland, to assist in the retention of existing industry in the State of Maryland through the control, reduction or abatement of pollution of the environment (where proceeds of the bonds are used for that purpose), to promote economic development, to protect natural resources and in this manner to promote the health, welfare and safety of the residents of each of the counties and municipalities of the State of Maryland.

Harford County, Maryland, a body politic and corporate and a political subdivision of the State of Maryland (the "County"), received a letter of intent dated August 7, 1981 (the "Initial Letter of Intent") from Bi-Lo Foods, Inc., a Maryland corporation ("Bi-Lo") pursuant to which Bi-Lo requested the County to participate in the financing of the acquisition (within the meaning of the Act) of an industrial building and/or buildings (within the meaning of the Act) to be located in Harford County, Maryland by the issuance and sale by the County of its industrial development revenue bonds in the aggregate principal amount not to exceed \$1,500,000 pursuant to and in accordance with the Act.

The County Council of Harford County adopted Resolution No. 34-81 on August 11, 1981 (the "Initial Resolution") and therein stated and declared the present intention of the County to participate in the financing of the building or buildings by issuing and delivering its industrial development revenue bonds in the aggregate principal amount not exceeding \$1,500,000 and by loaning the proceeds thereof to

1 Bi-Lo to finance a portion of the cost of the acquisition of the
2 building or buildings as generally described in the Initial Letter of
3 Intent.

4 The County received a second letter of intent dated January 5,
5 1982 ("Amended Letter of Intent") from D-D Foods, Inc. (the "Industrial
6 Concern") and Bi-Lo pursuant to which the Industrial Concern and Bi-Lo
7 advised the County that the Industrial Concern would be substituted for
8 Bi-Lo as the Industrial Concern, that only the Havre de Grace store was
9 to be acquired as the Industrial Building and that only \$1,000,000 in
10 the County's Industrial Development Revenue Bonds was requested. The
11 Amended Letter of Intent stated that Bi-Lo agreed to the substitution of
12 the Industrial Concern and withdrew its request for financing, agreeing
13 to absolve the County of any commitment to loan the proceeds of the
14 Bonds to it. The Amended Letter of Intent proposed that the County loan
15 the proceeds of the Bonds to the Industrial Concern for the acquisition
16 of the Havre de Grace store only (the "Industrial Building").

17 The County Council of Harford County adopted Resolution 3-82
18 on January 12, 1982 (the "Inducement Resolution") and therein stated the
19 present intention of the County to issue and deliver its industrial
20 development revenue bonds in the aggregate principal amount not
21 exceeding \$1,000,000 and to loan the proceeds thereof to the Industrial
22 Concern for the acquisition and improvement of the Industrial Building.
23 By the Inducement Resolution, the County Council withdrew the expressed
24 intention of the County to loan the proceeds to Bi-Lo and, by the
25 adoption of the Inducement Resolution and acceptance of the Amended
26 Letter of Intent, absolved the County of any obligation to lend the
27 proceeds to Bi-Lo.

28 The Industrial Building, which is an "industrial building" as
29 defined in Section 266A of the Act, will consist of the acquisition of a
30 leasehold interest in land and improvements in a former Pantry Pride
31 store containing approximately 22,578 square feet of store space located
32 at 2113 Pulaski Highway, Havre de Grace, Harford County, Maryland on

1 land owned by National Realty and Development Corporation. The
2 Industrial Concern will operate the Industrial Building as a retail
3 supermarket.

4 Based upon the findings and determinations set forth in the
5 Inducement Resolution and the findings and determinations set forth
6 below, the County has determined to participate in the financing of the
7 Industrial Building by the issuance, sale and delivery, at any time or
8 from time to time and in one or more series, of its industrial
9 development revenue bonds, in the aggregate principal amount not to
10 exceed \$1,000,000 (the "Bonds"), and by loaning the proceeds of the
11 Bonds of any series to the Industrial Concern upon the terms and
12 conditions of one or more loan agreements or other similar agreements to
13 be entered into between the County and the Industrial Concern (a "Loan
14 Agreement"), as permitted by the Act, such proceeds to be used by the
15 Industrial Concern solely to finance the acquisition of the Industrial
16 Building.

17 Any Loan Agreement entered into with respect to the Bonds of
18 any series will require (a) the Industrial Concern and the County to use
19 the proceeds of the Bonds of such series solely to finance the
20 acquisition of the Industrial Building, and (b) the Industrial Concern
21 to make payments which will be sufficient to enable the County to pay
22 the principal of and interest and premium, if any, on the Bonds of such
23 series when and as the same become due and payable.

24 NOW, THEREFORE, IN ACCORDANCE WITH THE ACT:

25 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD
26 COUNTY, MARYLAND, That acting pursuant to the Act, it is hereby found
27 and determined as follows:

28 (1) The issuance and sale of the Bonds by the County,
29 pursuant to the Act, for the sole and exclusive purpose of financing the
30 acquisition (within the meaning of the Act) of the Industrial Building
31 will facilitate and expedite the acquisition of the Industrial Building.
32

1 (2) The acquisition of the Industrial Building and the
2 financing thereof as provided in this Ordinance will promote the
3 declared legislative purposes of the Act by (a) sustaining jobs and
4 employment and aiding in maintaining and increasing employment, thus
5 relieving conditions of unemployment in the State of Maryland and in
6 Harford County; (b) encouraging the increase of industry and the
7 creation of a balanced economy in the State of Maryland and in Harford
8 County; (c) assisting in the retention of existing industry in the State
9 of Maryland and in Harford County; (d) promoting economic development;
10 and (e) promoting the health, welfare and safety of the residents of
11 Harford County and of the State of Maryland.

12 (3) In addition to authorizing the County itself to
13 construct industrial buildings and either to lease or to sell such
14 buildings to the Industrial Concern, the Act, as an alternative
15 procedure, also authorizes industrial building financing to be
16 accomplished in the form of a loan to the Industrial Concern. The loan
17 form of transaction avoids indirect costs and burdens on the County by
18 not requiring any direct involvement by the County in the acquisition,
19 ownership or administration of the Industrial Building, while permitting
20 ample controls to be imposed on the use of the proceeds of the Bonds to
21 insure that the public purposes of the Act are fully accomplished. It
22 is, therefore, in the best interests of the citizens of the County to
23 finance the acquisition of the Industrial Building by a loan to the
24 Industrial Concern. This Ordinance contemplates transaction in the form
25 of a loan of the proceeds of the Bonds by the County to the Industrial
26 Concern, rather than a transaction in the form of a lease or sale of the
27 Industrial Building to the Industrial Concern.

28 (4) Neither the Bonds nor the interest thereon shall ever
29 constitute an indebtedness or general obligation of the County or a
30 charge against, or pledge of, the general credit or taxing powers of the
31 County, within the meaning of any constitutional or charter provision or
32 statutory limitation, and neither shall ever constitute or give rise to

1 any pecuniary liability of the County. The Bonds and the interest
2 thereon shall be limited obligations of the County, repayable by the
3 County solely from the revenue derived from loan repayments (both
4 principal and interest) made to the County by the Industrial Concern
5 under the applicable Loan Agreement and from any other moneys made
6 available to the County for such purpose. Neither the proceeds of the
7 Bonds nor the payments of the principal of and premium (if any) and
8 interest on the Bonds will be commingled with the County's funds or will
9 be subject to the absolute control of the County, but will be subject
10 only to such limited supervision and checks as are deemed necessary or
11 desirable by the County to insure that the proceeds of the Bonds are used
12 to accomplish the public purposes of the Act and this Ordinance. The
13 transactions authorized hereby do not constitute any physical public
14 betterment or improvement or the acquisition of property for public use
15 or the purchase of equipment for public use. The public purposes
16 expressed in the Act are to be achieved by facilitating the acquisition
17 of the Industrial Building by the Industrial Concern.

18 (5) The security for the Bonds of any series shall be
19 solely and exclusively (a) the absolute, irrevocable and unconditional
20 obligation of the Industrial Concern to make the payments required by
21 the Loan Agreement entered into with respect to the Bonds of such
22 series, (b) moneys realized from the liquidation of any lien and
23 security interest created by such Loan Agreement and of any other lien
24 or security interest created with respect to any property as security
25 for the Bonds of such series or the related Loan as the County Council
26 of the County (the "County Council") may provide for and approve by a
27 resolution or resolutions to be adopted by the County Council prior to
28 the issuance, sale and delivery of the Bonds of such series (an
29 "Administrative Resolution"), and (c) moneys realized from any guaranty
30 of the Bonds of such series or the related Loan as the County Council
31 may provided for and approve in an Administrative Resolution.
32

1 (6) As required by Section 266G of the Act, the County
2 does hereby set aside and pledge the income and revenue of the County
3 from the Industrial Building into a separate and special fund to be used
4 and applied in payment of the cost thereof. However, none of such
5 income and revenue shall be set aside as a depreciation account (as
6 described in the Act), because such account would (a) be inconsistent
7 with the transactions authorized hereby, and (b) place an unreasonable
8 burden on the Industrial Concern so as to adversely affect the
9 feasibility of the transaction and thus frustrate the legislative
10 purposes of the Act. The Industrial Concern shall covenant and agree to
11 properly operate and maintain the Industrial Building during the time
12 any of the Bonds are outstanding. If the Bonds of any series are
13 secured by a lien on or security interest in the Industrial Building,
14 such covenant and agreement shall include a specific undertaking by the
15 Industrial Concern to make all equipment replacements and repairs
16 necessary to insure that the security for the Bonds of such series shall
17 not be impaired.

18 (7) The Bonds of each series shall be authorized, issued,
19 sold and delivered without direct or indirect costs to the County, and
20 to that end, the County Executive shall provide for the payment directly
21 by the Industrial Concern of all necessary expenses of preparing,
22 printing and selling the Bonds of each series and other costs
23 contemplated and permitted by the Act, including (without limitation)
24 any and all costs, fees and expenses incurred by or on behalf of the
25 County in connection with the authorization, issuance, sale, delivery
26 and administration of the Bonds of each series and all costs incurred in
27 connection with the development of the appropriate legal documents,
28 including (without limitation), the fees of bond counsel to the County
29 and compensation to any person (other than full-time employees of the
30 County) or entity performing services for or on behalf of the County in
31 connection with the transactions contemplated by this Ordinance, whether
32 or not the proposed financing is consummated.

1 (8) As evidenced by the Amended Letter of Intent, the
2 Industrial Building is to be acquired by and for use by the Industrial
3 Concern, an "industrial concern" and a "bona fide tenant or purchaser"
4 within the meaning of the Act.

5 SECTION 2. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
6 HARFORD COUNTY, MARYLAND, That this Ordinance, among other things, and
7 the Inducement Resolution evidence the intent of the County to issue,
8 sell and deliver the Bonds authorized hereby in accordance with the
9 terms hereof. The County and the Industrial Concern contemplate that,
10 upon the enactment of this Ordinance, the Industrial Concern may
11 commence the acquisition of the Industrial Building prior to the
12 issuance, sale and delivery of the Bonds.

13 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
14 HARFORD COUNTY, MARYLAND, That the County is hereby authorized and
15 empowered to issue, sell and deliver the Bonds at any time or from time
16 to time and in one or more series, in the aggregate principal amount not
17 to exceed \$1,000,000, subject to the provisions of this Ordinance. The
18 County will lend the proceeds of the Bonds of any series to the
19 Industrial Concern pursuant to the terms and provisions of a Loan
20 Agreement, to be used by the Industrial Concern for the sole and
21 exclusive purpose of financing the acquisition of the Industrial
22 Building. The Bonds of any series and the interest thereon shall be
23 limited obligations of the County, repayable by the County solely from
24 the revenue derived from payments made to the County by the Industrial
25 Concern pursuant to the Loan Agreement entered into with respect to the
26 Bonds of such series, and from any other moneys made available to the
27 County for such purpose. The security for the Bonds of any series shall
28 be solely and exclusively as provided in Section 1 of this Ordinance.

29 SECTION 4. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
30 HARFORD COUNTY, MARYLAND, That the Bonds may be issued at any time or
31 from time to time and in one or more series, and each series of the
32 Bonds shall be identified by the year of issue or other appropriate

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1 designation. Unless otherwise provided by the County Council in an
2 Administrative Resolution, each of the Bonds shall bear the descriptive
3 title "Harford County, Maryland Industrial Development Revenue Bond"
4 (D-D Foods, Inc. Project); provided, that the descriptive title may
5 contain such other descriptive information as the County Council may
6 prescribe in an Administrative Resolution (e.g. "1981 Series B").

7 SECTION 5. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
8 HARFORD COUNTY, MARYLAND, That the Bonds of any series, which may be
9 engraved, printed or typewritten, shall:

10 (a) be executed, issued and delivered in such amount or
11 amounts, not exceeding \$1,000,000, in the aggregate, unless that amount
12 is increased by an Ordinance supplemental hereto,

13 (b) bear interest at such rate or rates,

14 (c) be dated,

15 (d) be in such denominations,

16 (e) be of such form and tenor,

17 (f) be payable, both as to principal and interest, in
18 such amounts, from and at such times (not later than 30 years from the
19 date thereof) and at such place or places, and

20 (g) be subject to redemption prior to their stated
21 maturity on such terms and conditions, all as the County Council may
22 prescribe, determine or provide for in an Administrative Resolution.

23 SECTION 6. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
24 HARFORD COUNTY, MARYLAND, That the Bonds shall be executed in the name
25 of the County and on its behalf by the County Executive of the County,
26 by his manual or facsimile signature, and the corporate seal of the
27 County or a facsimile thereof shall be impressed or otherwise reproduced
28 thereon and attested by the Director of Administration of the County, by
29 his manual signature. Any Loan Agreement and, where applicable, all
30 other documents as the County Council shall deem necessary to effectuate
31 the issuance, sale and delivery of the Bonds of any series, shall be
32 executed in the name of the County and on its behalf by the County

1 Executive of the County by his manual signature, and the corporate seal
2 of the County or a facsimile thereof shall be impressed or otherwise
3 reproduced thereon and attested by the Director of Administration of the
4 County by his manual signature. In case any officer whose signature or
5 a facsimile of whose signature shall appear on the Bonds of any series
6 or any of the aforesaid documents shall cease to be such officer before
7 the delivery of the Bonds of such series or any of the other aforesaid
8 documents, such signature or such facsimile shall nevertheless be valid
9 and sufficient for all purposes, the same as if such officer had
10 remained in office until delivery. The County Executive of the County,
11 the Director of Administration of the County and other officials of the
12 County are hereby authorized and empowered to do all such acts and
13 things and execute such documents and certificates as the County Council
14 may determine in an Administrative Resolution to be necessary to carry
15 out and comply with the provisions hereof; and, upon the enactment of
16 this Ordinance, such officials are hereby authorized and empowered to
17 prepare and distribute, in conjunction with representatives of the
18 Industrial Concern and the prospective purchasers of or underwriters for
19 the Bonds of any series, both a preliminary and a final official
20 statement in connection with the sale of the Bonds of any series, if
21 such preliminary official statement and final official statement are
22 determined to be necessary or desirable for the sale of the Bonds of
23 such series, provided, however, that any such preliminary official
24 statement shall be clearly marked to indicate that it is subject to
25 completion and amendment.

26 SECTION 7. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
27 HARFORD COUNTY, MARYLAND, That prior to the issuance, sale and delivery
28 of the Bonds of any series, the County Council shall adopt an
29 Administrative Resolution, pursuant to which the County Council may
30 (without limitation):

31 (a) prescribe the form, tenor, terms and conditions of
32 security for the Bonds of such series;

1 (b) prescribe the amounts, rate or rates of interest,
2 denominations, date, maturity or maturities (within the limits herein
3 prescribed), and the time and place or places of payment of the Bonds of
4 such series, and the terms and conditions and details under which the
5 Bonds of such series may be called for redemption prior to their stated
6 maturity;

7 (c) if necessary, appoint a trustee, a bond registrar and
8 a paying agent or agents for the Bonds of such series;

9 (d) approve the form and contents, and authorize the
10 execution and delivery (where applicable) of a Loan Agreement and such
11 other documents, including (without limitation) trust agreements,
12 assignments, guaranties and security instruments to which the County is
13 a party and which may be necessary to effectuate the issuance, sale and
14 delivery of the Bonds of such series;

15 (e) determine the time of execution, issuance, sale and
16 delivery of the Bonds of such series and prescribe any and all other
17 details of the Bonds of such series;

18 (f) provide for the direct payment by the Industrial
19 Concern of all costs, fees and expenses incurred by or on behalf of the
20 County in connection with the authorization, issuance, sale, delivery
21 and administration of the Bonds of such series, including (without
22 limitation) costs of printing (if any) and issuing the Bonds of such
23 series, legal expenses (including the fees of bond counsel) and
24 compensation to any person (other than full-time employees of the
25 County) performing services by or on behalf of the County in connection
26 therewith;

27 (g) provide for the issuance and sale (subject to the
28 passage at the time of an appropriate ordinance authorizing the same, if
29 necessary) of one or more series of additional bonds and one or more
30 series of refunding bonds; and

31 (h) do any and all things, and authorize the officials of
32 the County to do any and all things, necessary, proper or expedient in

1 connection with the issuance, sale and delivery of the Bonds of such
2 series.

3 SECTION 8. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
4 HARFORD COUNTY, MARYLAND, That, as authorized by the Act, unless, at the
5 request of the Industrial Concern the County Council provides in an
6 Administrative Resolution for the public sale of the bonds of any
7 series, the Bonds of each series shall be sold by private (negotiated)
8 sale upon such terms and conditions as shall be approved by the County
9 Council in an Administrative Resolution.

10 SECTION 9. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
11 HARFORD COUNTY, MARYLAND, That the provisions of this Ordinance are
12 severable, and if any provisions, sentence, clause, section or part
13 hereof is held illegal, invalid or unconstitutional or inapplicable to
14 any person or circumstances, such illegality, invalidity or
15 unconstitutionality, or inapplicability shall not affect or impair any
16 of the remaining provisions, sentences, clauses, sections, or parts of
17 this Ordinance or their application to other persons or circumstances.
18 It is hereby declared to be the legislative intent that this Ordinance
19 would have been passed if such illegal, invalid or unconstitutional
20 provision, sentence, clause, section or part had not been included
21 herein, and if the person or circumstances to which this Ordinance or
22 any part hereof are inapplicable had been specifically exempted
23 herefrom.

24 SECTION 10. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
25 OF HARFORD COUNTY, MARYLAND, That this Ordinance has no financial impact
26 on Harford County, Maryland and, therefore, there is no requirement for
27 a fiscal impact note.

28 SECTION 11. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
29 HARFORD COUNTY, MARYLAND, That the Industrial Building and the sale of
30 the Bonds therefor shall not constitute a capital project within the
31 meaning of the Harford County Charter or Code.
32

1 SECTION 12. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
2 HARFORD COUNTY, MARYLAND, That the Bonds must be issued and sold within
3 six (6) months from the date on which this Ordinance becomes law;
4 provided, however, that the County Council, after a showing of good
5 cause after a public hearing held before the County Council prior to or
6 after the expiration of such six (6) month period, may by administrative
7 resolution extend the period during which the Bonds may be issued and
8 sold for such additional terms not to exceed six (6) months in the
9 aggregate from the date on which the first six (6) month period expired.
10 The County Council, in its sole discretion, shall determine the
11 sufficiency, or lack thereof, of the reasons presented for any requested
12 extension of the six (6) month period. If an extension is granted,
13 notice of such extension and the reasons therefor must be sent to the
14 County Executive. If the Bonds are not issued and sold within said six
15 (6) month period or any approved extension thereof, the authority
16 provided in this Ordinance for the County to issue and sell the Bonds
17 shall expire.

18 SECTION 13. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
19 OF HARFORD COUNTY, MARYLAND, That this Ordinance shall take effect 60
20 days after the date that it becomes law.

21
22 EFFECTIVE: April 12, 1982

23
24 The Secretary of the Council does hereby
25 certify that fifteen (15) copies of this Bill
26 are immediately available for distribution to
27 the public and the press.

28 Angela Markowski, Secretary
29
30
31
32

DUU 7 PAGE 389
BY THE COUNCIL

Read the third time, BILL NO. 82-5

Passed LSD 8205 (February 9, 1982) ~~(with amendments)~~

~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of February, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas P. [Signature]
County Executive

Date February 11, 1982

BY THE COUNCIL

This Bill (No. 82-5), having been approved by the Executive
and returned to the Council, becomes law on February 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
HP Liber 7 Folio 376 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 12, 1982

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BILL NO. 82-6

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-6

Introduced by: Council President Hardwicke at the request of the
County Executive

Legislative Day No. 82-2

Date: January 12, 1982

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell, as limited obligations of the County and not upon its full faith and credit, its industrial development revenue bonds, in the aggregate principal amount not to exceed \$1,000,000, pursuant to Sections 266A to 266-I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended, for the purpose of financing the acquisition of a certain industrial building to be located on Route 24 in Emmorton and to be owned by Shirlen Company, a Maryland limited partnership, and to be used as a retail furniture store; generally providing for and determining various matters, details and procedures in connection therewith; and further declaring this Ordinance to be an emergency measure.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 1982

at: 6:30 P.M.

By Order: Angela Marducki, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 9, 1982 and concluded on February 9, 1982.

Angela Marducki, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO.

82-6

1 RECITALS

2 Sections 266A to 266-I, inclusive, of Article 41 of the
3 Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as
4 amended (the "Act"), empower all the counties and municipalities of the
5 State of Maryland to borrow money by issuing revenue bonds for the
6 purpose of financing the costs of acquiring any industrial building or
7 buildings (as defined in the Act). The Act declares it to be the
8 legislative purpose to relieve conditions of unemployment in the State
9 of Maryland, to encourage the increase of industry and a balanced
10 economy in the State of Maryland, to assist in the retention of existing
11 industry in the State of Maryland through the control, reduction or
12 abatement of pollution of the environment (where proceeds of the bonds
13 are used for that purpose), to promote economic development, to protect
14 natural resources and in this manner to promote the health, welfare and
15 safety of the residents of each of the counties and municipalities of
16 the State of Maryland.

17 Harford County, Maryland, a body politic and corporate and a
18 political subdivision of the State of Maryland (the "County"), received
19 a letter of intent dated October 14, 1981 (the "Initial Letter of
20 Intent") from Garon's Furniture, Inc., a Maryland corporation
21 ("Garon's") pursuant to which Garon's requested the County to
22 participate in the financing of the acquisition (within the meaning of
23 the Act) of an industrial building (within the meaning of the Act) to be
24 located in Harford County, Maryland by the issuance and sale by the
25 County of its industrial development revenue bonds in the aggregate
26 principal amount not to exceed \$1,000,000 pursuant to and in accordance
27 with the Act.

28 The County Council of Harford County adopted Resolution
29 No. 57-81 on October 14, 1981 (the "Initial Resolution") and therein
30 stated and declared the present intention of the County to participate
31 in the financing of the building or buildings by issuing and delivering
32 its industrial development revenue bonds in the aggregate principal
33 amount not exceeding \$1,000,000 and by loaning the proceeds thereof to

1 Garon's to finance a portion of the cost of the acquisition of the
2 building or buildings as generally described in the Initial Letter of
3 Intent.

4 The County received a second letter of intent dated
5 January 11, 1982 ("Amended Letter of Intent") from Shirlen Company, a
6 Maryland limited partnership (the "Industrial Concern") and Garon's
7 pursuant to which the Industrial Concern and Garon's advised the County
8 that the Industrial Concern would be substituted for Garon's as the
9 Industrial Concern. The Amended Letter of Intent stated that Garon's
10 agreed to the substitution of the Industrial Concern and withdrew its
11 request for financing, agreeing to absolve the County of any commitment
12 to loan the proceeds of the Bonds to it. The Amended Letter of Intent
13 proposed that the County loan the proceeds of the Bonds to the
14 Industrial Concern for the acquisition of the Industrial Building
15 (hereinafter described).

16 The County Council of Harford County adopted Resolution 4-82
17 on January 12, 1982 (the "Inducement Resolution") and therein stated the
18 present intention of the County to issue and deliver its industrial
19 development revenue bonds in the aggregate principal amount not
20 exceeding \$1,000,000 and to loan the proceeds thereof to the Industrial
21 Concern for the acquisition and improvement of the Industrial Building.
22 By the Inducement Resolution, the County Council withdrew the expressed
23 intention of the County to loan the proceeds to Garon's and, by the
24 adoption of the Inducement Resolution and acceptance of the Amended
25 Letter of Intent, absolved the County of any obligation to lend the
26 proceeds to Garon's.

27 The Industrial Building, which is an "industrial building" as
28 defined in Section 266A of the Act, will consist of land and
29 improvements known as the Johnson Furniture Showroom located on Route 24
30 at Bel Air Parkway South in Emmorton, Harford County, Maryland. The
31 Industrial Concern will operate the Industrial Building as a retail
32 furniture store.

1 Based upon the findings and determinations set forth in the
2 Inducement Resolution and the findings and determinations set forth
3 below, the County has determined to participate in the financing of the
4 Industrial Building by the issuance, sale and delivery, at any time or
5 from time to time and in one or more series, of its industrial
6 development revenue bonds, in the aggregate principal amount not to
7 exceed \$1,000,000 (the "Bonds"), and by loaning the proceeds of the
8 Bonds of any series to the Industrial Concern upon the terms and
9 conditions of one or more loan agreements or other similar agreements to
10 be entered into between the County and the Industrial Concern (a "Loan
11 Agreement"), as permitted by the Act, such proceeds to be used by the
12 Industrial Concern solely to finance the acquisition of the Industrial
13 Building.

14 Any Loan Agreement entered into with respect to the Bonds of
15 any series will require (a) the Industrial Concern and the County to use
16 the proceeds of the Bonds of such series solely to finance the
17 acquisition of the Industrial Building, and (b) the Industrial Concern
18 to make payments which will be sufficient to enable the County to pay
19 the principal of and interest and premium, if any, on the Bonds of such
20 series when and as the same become due and payable.

21 NOW, THEREFORE, IN ACCORDANCE WITH THE ACT:

22 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD
23 COUNTY, MARYLAND, That acting pursuant to the Act, it is hereby found
24 and determined as follows:

25 (1) The issuance and sale of the Bonds by the County,
26 pursuant to the Act, for the sole and exclusive purpose of financing the
27 acquisition (within the meaning of the Act) of the Industrial Building
28 will facilitate and expedite the acquisition of the Industrial Building.

29 (2) The acquisition of the Industrial Building and the
30 financing thereof as provided in this Ordinance will promote the
31 declared legislative purposes of the Act by (a) sustaining jobs and
32 employment and aiding in maintaining and increasing employment, thus

1 relieving conditions of unemployment in the State of Maryland and in
2 Harford County; (b) encouraging the increase of industry and the
3 creation of a balanced economy in the State of Maryland and in Harford
4 County; (c) assisting in the retention of existing industry in the State
5 of Maryland and in Harford County; (d) promoting economic development;
6 and (e) promoting the health, welfare and safety of the residents of
7 Harford County and of the State of Maryland; and it is further declared
8 that an emergency exists in the County with respect to a need to
9 increase jobs and employment and a need to increase economic and
10 industrial development.

11 (3) In addition to authorizing the County itself to
12 construct industrial buildings and either to lease or to sell such
13 buildings to the Industrial Concern, the Act, as an alternative
14 procedure, also authorizes industrial building financing to be
15 accomplished in the form of a loan to the Industrial Concern. The loan
16 form of transaction avoids indirect costs and burdens on the County by
17 not requiring any direct involvement by the County in the acquisition,
18 ownership or administration of the Industrial Building, while permitting
19 ample controls to be imposed on the use of the proceeds of the Bonds to
20 insure that the public purposes of the Act are fully accomplished. It
21 is, therefore, in the best interests of the citizens of the County to
22 finance the acquisition of the Industrial Building by a loan to the
23 Industrial Concern. This Ordinance contemplates transaction in the form
24 of a loan of the proceeds of the Bonds by the County to the Industrial
25 Concern, rather than a transaction in the form of a lease or sale of the
26 Industrial Building to the Industrial Concern.

27 (4) Neither the Bonds nor the interest thereon shall ever
28 constitute an indebtedness or general obligation of the County or a
29 charge against, or pledge of, the general credit or taxing powers of the
30 County, within the meaning of any constitutional or charter provision or
31 statutory limitation, and neither shall ever constitute or give rise to
32 any pecuniary liability of the County. The Bonds and the interest

1 thereon shall be limited obligations of the County, repayable by the
2 County solely from the revenue derived from loan repayments (both
3 principal and interest) made to the County by the Industrial Concern
4 under the applicable Loan Agreement and from any other moneys made
5 available to the County for such purpose. Neither the proceeds of the
6 Bonds nor the payments of the principal of and premium (if any) and
7 interest on the Bonds will be commingled with the County's funds or will
8 be subject to the absolute control of the County, but will be subject
9 only to such limited supervision and checks as are deemed necessary or
10 desirable by the County to insure that the proceeds of the Bonds are used
11 to accomplish the public purposes of the Act and this Ordinance. The
12 transactions authorized hereby do not constitute any physical public
13 betterment or improvement or the acquisition of property for public use
14 or the purchase of equipment for public use. The public purposes
15 expressed in the Act are to be achieved by facilitating the acquisition
16 of the Industrial Building by the Industrial Concern.

17 (5) The security for the Bonds of any series shall be
18 solely and exclusively (a) the absolute, irrevocable and unconditional
19 obligation of the Industrial Concern to make the payments required by
20 the Loan Agreement entered into with respect to the Bonds of such
21 series, (b) moneys realized from the liquidation of any lien and
22 security interest created by such Loan Agreement and of any other lien
23 or security interest created with respect to any property as security
24 for the Bonds of such series or the related Loan as the County Council
25 of the County (the "County Council") may provide for and approve by a
26 resolution or resolutions to be adopted by the County Council prior to
27 the issuance, sale and delivery of the Bonds of such series (an
28 "Administrative Resolution"), and (c) moneys realized from any guaranty
29 of the Bonds of such series or the related Loan as the County Council
30 may provided for and approve in an Administrative Resolution.

1 (6) As required by Section 266G of the Act, the County
2 does hereby set aside and pledge the income and revenue of the County
3 from the Industrial Building into a separate and special fund to be used
4 and applied in payment of the cost thereof. However, none of such
5 income and revenue shall be set aside as a depreciation account (as
6 described in the Act), because such account would (a) be inconsistent
7 with the transactions authorized hereby, and (b) place an unreasonable
8 burden on the Industrial Concern so as to adversely affect the
9 feasibility of the transaction and thus frustrate the legislative
10 purposes of the Act. The Industrial Concern shall covenant and agree to
11 properly operate and maintain the Industrial Building during the time
12 any of the Bonds are outstanding. If the Bonds of any series are
13 secured by a lien on or security interest in the Industrial Building,
14 such covenant and agreement shall include a specific undertaking by the
15 Industrial Concern to make all equipment replacements and repairs
16 necessary to insure that the security for the Bonds of such series shall
17 not be impaired.

18 (7) The Bonds of each series shall be authorized. issued,
19 sold and delivered without direct or indirect costs to the County, and
20 to that end, the County Executive shall provide for the payment directly
21 by the Industrial Concern of all necessary expenses of preparing,
22 printing and selling the Bonds of each series and other costs
23 contemplated and permitted by the Act, including (without limitation)
24 any and all costs, fees and expenses incurred by or on behalf of the
25 County in connection with the authorization, issuance, sale, delivery
26 and administration of the Bonds of each series and all costs incurred in
27 connection with the development of the appropriate legal documents,
28 including (without limitation), the fees of bond counsel to the County
29 and compensation to any person (other than full-time employees of the
30 County) or entity performing services for or on behalf of the County in
31 connection with the transactions contemplated by this Ordinance, whether
32 or not the proposed financing is consummated.

1 (8) As evidenced by the Amended Letter of Intent, the
2 Industrial Building is to be acquired by and for use by the Industrial
3 Concern, an "industrial concern" and a "bona fide tenant or purchaser"
4 within the meaning of the Act.

5 SECTION 2. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
6 HARFORD COUNTY, MARYLAND, That this Ordinance, among other things, and
7 the Inducement Resolution evidence the intent of the County to issue,
8 sell and deliver the Bonds authorized hereby in accordance with the
9 terms hereof. The County and the Industrial Concern contemplate that,
10 upon the enactment of this Ordinance, the Industrial Concern may
11 commence the acquisition of the Industrial Building prior to the
12 issuance, sale and delivery of the Bonds.

13 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
14 HARFORD COUNTY, MARYLAND, That the County is hereby authorized and
15 empowered to issue, sell and deliver the Bonds at any time or from time
16 to time and in one or more series, in the aggregate principal amount not
17 to exceed \$1,000,000, subject to the provisions of this Ordinance. The
18 County will lend the proceeds of the Bonds of any series to the
19 Industrial Concern pursuant to the terms and provisions of a Loan
20 Agreement, to be used by the Industrial Concern for the sole and
21 exclusive purpose of financing the acquisition of the Industrial
22 Building. The Bonds of any series and the interest thereon shall be
23 limited obligations of the County, repayable by the County solely from
24 the revenue derived from payments made to the County by the Industrial
25 Concern pursuant to the Loan Agreement entered into with respect to the
26 Bonds of such series, and from any other moneys made available to the
27 County for such purpose. The security for the Bonds of any series shall
28 be solely and exclusively as provided in Section 1 of this Ordinance.

29 SECTION 4. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
30 HARFORD COUNTY, MARYLAND, That the Bonds may be issued at any time or
31 from time to time and in one or more series, and each series of the
32 Bonds shall be identified by the year of issue or other appropriate

1 designation. Unless otherwise provided by the County Council in an
2 Administrative Resolution, each of the Bonds shall bear the descriptive
3 title "Harford County, Maryland Industrial Development Revenue Bond"
4 (Shirlen Company Project); provided, that the descriptive title may
5 contain such other descriptive information as the County Council may
6 prescribe in an Administrative Resolution (e.g. "1981 Series B").

7 SECTION 5. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
8 HARFORD COUNTY, MARYLAND, That the Bonds of any series, which may be
9 engraved, printed or typewritten, shall:

10 (a) be executed, issued and delivered in such amount or
11 amounts, not exceeding \$1,000,000, in the aggregate, unless that amount
12 is increased by an Ordinance supplemental hereto,

13 (b) bear interest at such rate or rates,

14 (c) be dated,

15 (d) be in such denominations,

16 (e) be of such form and tenor,

17 (f) be payable, both as to principal and interest, in
18 such amounts, from and at such times (not later than 30 years from the
19 date thereof) and at such place or places, and

20 (g) be subject to redemption prior to their stated
21 maturity on such terms and conditions, all as the County Council may
22 prescribe, determine or provide for in an Administrative Resolution.

23 SECTION 6. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
24 HARFORD COUNTY, MARYLAND, That the Bonds shall be executed in the name
25 of the County and on its behalf by the County Executive of the County,
26 by his manual or facsimile signature, and the corporate seal of the
27 County or a facsimile thereof shall be impressed or otherwise reproduced
28 thereon and attested by the Director of Administration of the County, by
29 his manual signature. Any Loan Agreement and, where applicable, all
30 other documents as the County Council shall deem necessary to effectuate
31 the issuance, sale and delivery of the Bonds of any series, shall be
32 executed in the name of the County and on its behalf by the County

1 Executive of the County by his manual signature, and the corporate seal
2 of the County or a facsimile thereof shall be impressed or otherwise
3 reproduced thereon and attested by the Director of Administration of the
4 County by his manual signature. In case any officer whose signature or
5 a facsimile of whose signature shall appear on the Bonds of any series
6 or any of the aforesaid documents shall cease to be such officer before
7 the delivery of the Bonds of such series or any of the other aforesaid
8 documents, such signature or such facsimile shall nevertheless be valid
9 and sufficient for all purposes, the same as if such officer had
10 remained in office until delivery. The County Executive of the County,
11 the Director of Administration of the County and other officials of the
12 County are hereby authorized and empowered to do all such acts and
13 things and execute such documents and certificates as the County Council
14 may determine in an Administrative Resolution to be necessary to carry
15 out and comply with the provisions hereof; and, upon the enactment of
16 this Ordinance, such officials are hereby authorized and empowered to
17 prepare and distribute, in conjunction with representatives of the
18 Industrial Concern and the prospective purchasers of or underwriters for
19 the Bonds of any series, both a preliminary and a final official
20 statement in connection with the sale of the Bonds of any series, if
21 such preliminary official statement and final official statement are
22 determined to be necessary or desirable for the sale of the Bonds of
23 such series, provided, however, that any such preliminary official
24 statement shall be clearly marked to indicate that it is subject to
25 completion and amendment.

26 SECTION 7. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
27 HARFORD COUNTY, MARYLAND, That prior to the issuance, sale and delivery
28 of the Bonds of any series, the County Council shall adopt an
29 Administrative Resolution, pursuant to which the County Council may
30 (without limitation):

31 (a) prescribe the form, tenor, terms and conditions of
32 security for the Bonds of such series;

1 (b) prescribe the amounts, rate or rates of interest,
2 denominations, date, maturity or maturities (within the limits herein
3 prescribed), and the time and place or places of payment of the Bonds of
4 such series, and the terms and conditions and details under which the
5 Bonds of such series may be called for redemption prior to their stated
6 maturity;

7 (c) if necessary, appoint a trustee, a bond registrar and
8 a paying agent or agents for the Bonds of such series;

9 (d) approve the form and contents, and authorize the
10 execution and delivery (where applicable) of a Loan Agreement and such
11 other documents, including (without limitation) trust agreements,
12 assignments, guaranties and security instruments to which the County is
13 a party and which may be necessary to effectuate the issuance, sale and
14 delivery of the Bonds of such series;

15 (e) determine the time of execution, issuance, sale and
16 delivery of the Bonds of such series and prescribe any and all other
17 details of the Bonds of such series;

18 (f) provide for the direct payment by the Industrial
19 Concern of all costs, fees and expenses incurred by or on behalf of the
20 County in connection with the authorization, issuance, sale, delivery
21 and administration of the Bonds of such series, including (without
22 limitation) costs of printing (if any) and issuing the Bonds of such
23 series, legal expenses (including the fees of bond counsel) and
24 compensation to any person (other than full-time employees of the
25 County) performing services by or on behalf of the County in connection
26 therewith;

27 (g) provide for the issuance and sale (subject to the
28 passage at the time of an appropriate ordinance authorizing the same, if
29 necessary) of one or more series of additional bonds and one or more
30 series of refunding bonds; and

31 (h) do any and all things, and authorize the officials of
32 the County to do any and all things, necessary, proper or expedient in

1 connection with the issuance, sale and delivery of the Bonds of such
2 series.

3 SECTION 8. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
4 HARFORD COUNTY, MARYLAND, That, as authorized by the Act, unless, at the
5 request of the Industrial Concern the County Council provides in an
6 Administrative Resolution for the public sale of the bonds of any
7 series, the Bonds of each series shall be sold by private (negotiated)
8 sale upon such terms and conditions as shall be approved by the County
9 Council in an Administrative Resolution.

10 SECTION 9. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
11 HARFORD COUNTY, MARYLAND, That the provisions of this Ordinance are
12 severable, and if any provisions, sentence, clause, section or part
13 hereof is held illegal, invalid or unconstitutional or inapplicable to
14 any person or circumstances, such illegality, invalidity or
15 unconstitutionality, or inapplicability shall not affect or impair any
16 of the remaining provisions, sentences, clauses, sections, or parts of
17 this Ordinance or their application to other persons or circumstances.
18 It is hereby declared to be the legislative intent that this Ordinance
19 would have been passed if such illegal, invalid or unconstitutional
20 provision, sentence, clause, section or part had not been included
21 herein, and if the person or circumstances to which this Ordinance or
22 any part hereof are inapplicable had been specifically exempted
23 herefrom.

24 SECTION 10. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
25 OF HARFORD COUNTY, MARYLAND, That this Ordinance has no financial impact
26 on Harford County, Maryland and, therefore, there is no requirement for
27 a fiscal impact note.

28 SECTION 11. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
29 HARFORD COUNTY, MARYLAND, That the Industrial Building and the sale of
30 the Bonds therefor shall not constitute a capital project within the
31 meaning of the Harford County Charter or Code.
32

1 SECTION 12. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
2 HARFORD COUNTY, MARYLAND, That the Bonds must be issued and sold within
3 six (6) months from the date on which this Ordinance becomes law;
4 provided, however, that the County Council, after a showing of good
5 cause after a public hearing held before the County Council prior to or
6 after the expiration of such six (6) month period, may by administrative
7 resolution extend the period during which the Bonds may be issued and
8 sold for such additional terms not to exceed six (6) months in the
9 aggregate from the date on which the first six (6) month period expired.
10 The County Council, in its sole discretion, shall determine the
11 sufficiency, or lack thereof, of the reasons presented for any requested
12 extension of the six (6) month period. If an extension is granted,
13 notice of such extension and the reasons therefor must be sent to the
14 County Executive. If the Bonds are not issued and sold within said six
15 (6) month period or any approved extension thereof, the authority
16 provided in this Ordinance for the County to issue and sell the Bonds
17 shall expire.

18 SECTION 13. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
19 OF HARFORD COUNTY, MARYLAND, That this Ordinance is declared to be an
20 emergency measure affecting the public health, safety and welfare, and
21 also as determined in the preamble and Section 1 of this Ordinance, and
22 shall take effect on the date that it becomes law.

23
24 EFFECTIVE: February 11, 1982

25
26 *The Secretary of the Council does hereby*
27 *certify that fifteen (15) copies of this Bill*
28 *are immediately available for distribution to*
29 *the public and the press.*

30 *Angela Markowski* , Secretary
31
32

BY THE COUNCIL

Read the third time, BILL NO. 82-6

Passed LSD 82-5 (February 9, 1982) ~~(with amendments)~~

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive for his approval this 10th day of February, 1982 at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Gorman
County Executive
Date February 11, 1982

BY THE COUNCIL

This Bill (No. 82-6), having been approved by the Executive and returned to the Council, becomes law on February 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
Lib 7 Folio 390 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

BOOK 7 PAGE 404
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-7Introduced by Council President Hardwicke at the request of
County ExecutiveLegislative Day No. 82-2 Date January 12, 1982

AN EMERGENCY ACT to provide for the transfer of appropriation from a Capital Project in the FY 81 General Capital Fund; to provide that a new Project be created in the FY 82 General Capital Fund; to provide that certain funds be transferred from the FY 79 General Capital Fund - Handicapped, Safety and Security Project and FY 78 General Capital Fund - Energy Conservation Project to the new Capital Project Joppa Hall Renovation Project in the FY 82 General Capital Fund.

By the Council, January 12, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 1982at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 9, 1982 and concluded on February 9, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 405

1 WHEREAS, the County Executive has recommended that a
 2 certain appropriation be transferred from a certain Capital
 3 Project in the FY 81 General Capital Fund, and that certain funds
 4 be transferred from FY 78 and FY 79, and that a new Capital Project
 5 be created in the FY 82 General Capital Fund; and

6 WHEREAS, Sections 516 and 521 of the Charter of Harford
 7 County, Maryland, require that such transfers and creations be
 8 authorized by legislative act of the County Council; and

9 WHEREAS, such a transfer and project creation is
 10 necessary to complete the Joppa Hall Renovation Project; and

11 WHEREAS, this requirement for a transfer conforms with
 12 Sections 516, 519 and 521 of the Charter of Harford County,
 13 Maryland.

14 NOW, THEREFORE,
 15 Section 1. *Be It Enacted By The County Council Of Harford County,*
 16 *Maryland,* that the FY 78, FY 79, FY 81 and FY 82 General Capital
 17 Fund, be, and it is hereby amended by making an intra-budget
 18 transfer of appropriations, and that a new project be, and it is
 19 hereby added to the FY 82 General Capital Fund, all to read as
 20 follows:

21 Transfer of Appropriation

22 From: FY 81 General Capital Fund

23 Campus Alterations - Handicapped Project \$92,000.00

24 Total Unfunded Appropriations Transferred \$92,000.00

25 Transfer of Funds

26 From: FY 79 General Capital Fund

27 Handicapped, Safety, Security Project

28 Account #71-05-06-00-01-00-03-XX \$ 9,599.00

29 Sub-Total \$ 9,599.00

30 From: FY 78 General Capital Fund

31 Energy Conservation Project

32 Account #71-05-06-00-02-00-09-XX \$14,413.00

1 Sub Total \$14,413.00
 2 Total Funds Transferred \$24,012.00
 3 To: FY 82 General Capital Fund
 4 Joppa Hall Renovation Project (New Project)
 5 Account #71-05-06-00-05-00-03-XX \$116,012.00
 6 Total Funds and Appropriations Transferred \$116,012.00

7 Section 2. *And Be It Further Enacted*, that this Act is hereby
 8 declared to be an Emergency Act, necessary to fund continuation
 9 of the Joppa Hall Renovation Project, and shall take effect on
 10 the date it becomes law.

11 EFFECTIVE: February 11, 1982

The Secretary of the Council does hereby
 certify that fifteen (15) copies of this Bill
 are immediately available for distribution to
 the public and the press.

Angela Markowski; Secretary

BOOK 7 PAGE 407

BY THE COUNCIL

Read the third time, BILL NO. 82-7

Passed LSD 82-5 (February 9, 1982) ~~(with amendments)~~~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of February, 19 82
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County ExecutiveDate February 11, 1982

BY THE COUNCIL

This Bill (No. 82-7), having been approved by the Executive
and returned to the Council, becomes law on February 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
HOC Liber 7 Folio 404 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: February 11, 1982

BILL NO. **82-8**
AS AMENDED

7 PAC 408
COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-8 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 82-3 Date January 19, 1982

AN EMERGENCY ACT to authorize the County Executive to execute a lease agreement with Walter and Eleanor McLhinney to lease, for a period of five years, certain property in the City of Havre de Grace upon which will be sited relocated a County health care facility, in accordance with Section 520 of the Charter of Harford County, Maryland.

By the Council, January 19, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: February 16, 1982
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 16, 1982 and concluded on February 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. **82-8**
AS AMENDED

1 WHEREAS, the County Executive has negotiated a lease
2 agreement on behalf of Harford County, Maryland, with Walter and
3 Eleanor McLhinney; and

4 WHEREAS, the lease calls for a term of five years; and

5 WHEREAS, said agreement is attached hereto and made
6 a part hereof; and

7 WHEREAS, said lease is expressly contingent upon
8 approval of the agreement by the County Council; and

9 WHEREAS, Section 520 of the Charter of Harford County,
10 Maryland, requires that all agreements and payments thereunder
11 which would extend beyond the current fiscal year be authorized
12 by legislative act.

13 NOW, THEREFORE,

14 Section 1. *Be It Enacted By The County Council of Harford County,*
15 *Maryland,* that the County Executive, be, and he is hereby
16 authorized to execute, on behalf of the County, an agreement
17 with Walter and Eleanor McLhinney for the leasing of a certain
18 parcel of property located in the City of Havre de Grace, for a
19 period of five years, for the below stated consideration:

20 Terms of Lease, 5 Year Leasehold Interest - Annual

21 Lease Payment, Eighteen Thousand Dollars (\$18,000) Per Annum

22 Section 2. *And Be It Further Enacted,* that this Act is hereby
23 declared to be an Emergency Act, necessary for the ~~siting~~
24 relocation of a health care facility in the City of Havre de
25 Grace and shall take effect on the date it becomes law.

26 EFFECTIVE: February 22, 1982
27
28
29
30
31
32

BOOK 7 410

BY THE COUNCIL

Read the third time, (BILL NO. 82-8 (as amended))

Passed LSD 82-6 (February 16, 1982) (with amendments)

~~Failed~~ ~~of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of February, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date February 22, 1982

BY THE COUNCIL

This Bill (No. 82-8 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
February 22, 1982.

Angela Markowski, Secretary

EFFECTIVE DATE: February 22, 1982

L E A S E A G R E E M E N T

This Agreement, made this 26th day of *March* 1982, by and between ELEANOR A. McLHINNEY of Havre de Grace, Maryland, hereinafter referred to as "LESSOR", party of the first part, and HARFORD COUNTY, MARYLAND, a body corporate and politic of the State of Maryland, hereinafter referred to as "LESSEE", party of the second part,

WITNESSETH: That the Lessor demises and leases unto the Lessee the following described premises:

All that lot or parcel of land fronting 120 feet on the northerly side of Pennington Avenue and extending northerly along the east side of Lodge Alley 60 feet, the improvements thereon consisting of a building 112 feet by 32 feet, the land being further improved by a hard surface parking lot on the north side of said building, approximately 24 feet wide by 110 feet in length, situate in the City of Havre de Grace, Harford County, Maryland.

(1) The property, to be used as a county health care clinic, is leased for a term of Five Years to commence on the 1st day of February, 1982, at the rent of Eighteen Thousand Dollars per annum, payable in equal monthly installments of Fifteen Hundred Dollars in advance, on the 1st day of each month. Landlord further agrees to grant to tenant a right of first refusal upon the property for two additional Five Year periods, at a rental to be determined by either: (a) agreement of the parties; or (b) a bona fide offer for rental of the property by a third party.

(2) The lease shall be subject to the following covenants and conditions:

(a) Lessee covenants to pay the specified rent at the time and in the manner above provided, and in the event Lessee fails to pay any installments of rent within sixty days

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after receipt of notice in writing from Lessor that such installment is due, this Lease may be terminated by Lessor.

(b) Lessee covenants and agrees that said premises shall be used and occupied for the purposes above mentioned, or any other health care purpose not more hazardous or objectionable by reason of fire or otherwise.

(c) Lessee will not assign this Lease, nor let or underlet the whole or any part of the said premises, without the consent of the Lessor.

(d) Lessor shall not permit to be carried on, upon the premises of which the demised premises are part, any business of such a character as to interfere with or affect the use by Harford County of the demised premises.

(e) Lessee may, at its own expense, make such alterations to or additions to the premises as may be considered necessary for its use thereof. Lessee shall, at the termination of the Lease, deliver up the premises in similar condition as they were at the beginning of the tenancy, including improvements during the term, reasonable wear and tear excepted. Lessee shall make such repairs to the premises as are necessitated by its carelessness or neglect, and shall keep the premises in good condition during the period of this Lease. All other repairs are to be made and paid for by Lessor. Upon the termination of this Lease, Lessee may remove any improvements made to the premises, and shall repair all damage occasioned by the erection, maintenance, or removal of such improvements.

(f) If, during the term of this Lease the building is so injured by fire or otherwise that the demised premises are rendered unfit for occupancy, and such demised premises cannot be repaired within sixty (60) days from the happening of

such injury, then this Lease shall terminate immediately. In such case, Lessee shall pay the rent apportioned to the time of the injury and shall surrender to Lessor who may enter upon and repossess, the premises. If the injury is such that the demised premises can be repaired within sixty (60) days thereafter, Lessor shall enter and repair said premises with reasonable promptness, and this Lease shall not be affected except that the rent shall abate during the period such repairs are being made. In case of an injury which shall not render the demised premises unfit for occupancy, this Lease shall not be affected, but Lessor shall enter upon, and repair the premises with reasonable promptness.

(g) Lessee shall be responsible for all use and service charges for all utilities used by it upon the premises.

(h) Lessee shall promptly notify Lessor in writing of any accidents or damages to or defects in, the roof, plumbing, electrical system, heating and air conditioning systems, or other system, said defect to be remedied or repaired by the Lessor.

(i) The waiver, at any time, by the Lessor of any particular covenant or condition of this Lease shall extend to that particular case only, and such waiver shall not be construed or understood as waiving any further or other rights of any character whatsoever.

(j) Lessee agrees to save and hold harmless Lessor for any and all liabilities arising out of Lessee's use of the premises by agents, parties, or people connected thereto, and not resulting from negligence attributable to Lessor.

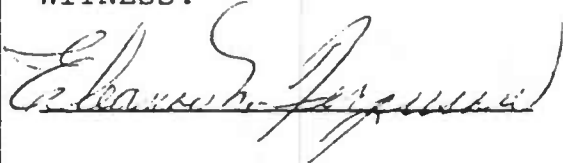
(k) All rights and liabilities hereunder shall extend to heirs, executors, administrators, successors, and assigns of the parties hereto respectively.

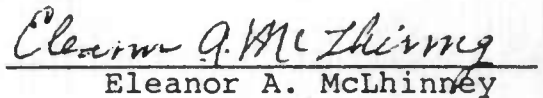
BOL: 7 PAGE 414

(3) The parties hereto acknowledge that this Agreement is expressly contingent upon approval of the terms and conditions of this Agreement by the County Council of Harford County, Maryland.

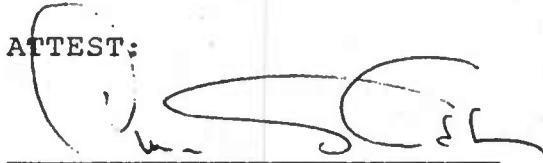
IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and the year first above written.

WITNESS:

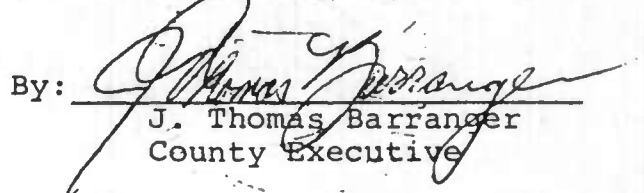



Eleanor A. McLhinney

ATTEST:

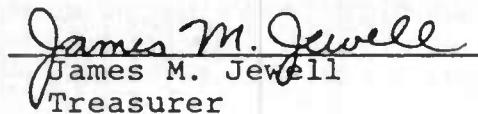


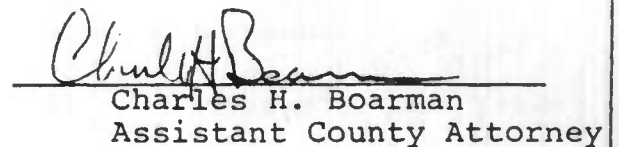
HARFORD COUNTY, MARYLAND

By: 
J. Thomas Barranger
County Executive

Approved as to financial
sufficiency this 4th day
of MARCH, 1982

Approved as to form and legal
sufficiency this 24th day of
February, 1982.


James M. Jewell
Treasurer


Charles H. Boarman
Assistant County Attorney

ADDENDUM

THIS ADDENDUM, made this 26th day of March, 1982, by and between ELEANOR A. McLHINNEY of Havre de Grace, Maryland, hereinafter referred to as "Lessor," party of the first part, and HARFORD COUNTY, MARYLAND, a body corporate and politic of the State of Maryland, hereinafter referred to as "Lessee," party of the second part.

WHEREAS, the parties have entered into a Lease Agreement on this same date, for the property specifically described in the Lease Agreement;

WHEREAS, the Lessor and Lessee have reached an agreement as to the responsibility for snow removal and grounds maintenance.

NOW, THEREFORE, WITNESSETH, that the Lease Agreement entered into by the parties on even date with this Addendum be and is hereby amended as follows:

1. That the parties hereto agree that the Lessee shall be solely responsible for snow removal and grounds maintenance upon the premises fully described in the Lease Agreement of even date.

2. Except as specifically stated in this Addendum, nothing herein shall serve to abrogate, nullify, or modify the terms of the Lease Agreement executed this same date.

IN WITNESS WHEREOF, the parties hereto have caused this Addendum to be executed the day and year first above written.

WITNESS:

Robert L. McLhinney

Eleanor A. McLhinney
Eleanor A. McLhinney

ATTEST:

HARFORD COUNTY, MARYLAND

[Signature]

By: [Signature]
J. Thomas Barranger,
County Executive

Approved as to form and legal sufficiency
this 4th day of MAR., 1982.

Approved as to financial sufficiency
this 4th day of MARCH, 1982.

[Signature]
FOR Charles H. Boardman
Assistant County Attorney

James M. Jewell
James M. Jewell
Treasurer

Rec'd & Recorded 4-26-1982 at 2:00 P.M.
H. Bouslog Chilcoat, Clerk, Harford Co.
Folio 408 & examined per

BOOK 7 PAGE 416
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-9 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-3 Date January 19, 1982

AN ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide for rental payments and renovation expenses of a building to be used by Harford Memorial the Harford County Health Department Hospital as a Health Clinic.

By the Council, January 19, 1982

Introduced, read first time, ordered posted and public hearing scheduled on: February 16, 1982
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 16, 1982 and concluded on February 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 417

WHEREAS, the County Executive has recommended a supplemental appropriation to the current expense budget for the fiscal year ending June 30, 1982, in accordance with Section 517 of the Charter of Harford County, Maryland; and

WHEREAS, such funds are necessary for rental payments and renovation expenses of a building TO BE used by Harford Memorial THE HARFORD COUNTY HEALTH DEPARTMENT Hospital as a Health Clinic; and

WHEREAS, the Treasurer has certified that such funds are available for appropriation AS A RESULT OF UNANTICIPATED FUNDS BEING MADE AVAILABLE FROM HARFORD MEMORIAL HOSPITAL AS A RELOCATION AND RENOVATION GRANT TO ENHANCE THE QUALITY OF PUBLIC HEALTH SERVICE FOR THE HARFORD COUNTY CITIZENS.

NOW, THEREFORE,

Section 1. *Be It Enacted By The County Council of Harford County, Maryland*, that the current expense budget for the fiscal year ending June 30, 1982, be, and it is hereby amended by making an appropriation from the General Fund Reserve for Contingency in the below listed amounts for the purpose detailed:

Appropriation:

From: General Fund Reserve for Contingency

Account No. 70-13-17-00-01-00-07-01 \$16,000.00

Total Funds Requested \$16,000.00

To: General Fund

Health, Welfare, Hospital Health

Clinic - Havre de Grace

Account No. 70-04-38-00-04-00-03-XX \$ 8,500.00

70-04-38-00-04-00-04-XX \$ 7,500.00

Total Funds Appropriated \$16,000.00

Section 2. *And Be It Further Enacted*, that this Act shall take effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: April 23, 1982

82-9

AS AMENDED

BOOK 7 PAGE 418
BY THE COUNCIL

Read the third time, BILL NO. 82-9 (as amended)

Passed LSD 82-6 (February 16, 1982) (with amendments)

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of February, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date February 22, 1982

BY THE COUNCIL

This Bill (No. 82-9 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
February 22, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
Liber 7 Folio 416 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 23, 1982

82-9

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-10 (AS AMENDED)Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-3Date January 19, 1982

AN ACT to repeal and re-enact, with amendments, Chapter 4 heading, Animals, of the Harford County Code, as amended; to provide for appropriate care, licensing, maintenance, and protection of animals, to provide standards for pet shops, and to provide penalties for violation of this Chapter.

By the Council, January 19, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: February 16, 1982at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 16, 1982 and concluded on February 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Chapter 4, heading, Animals, be, and it is hereby
3 repealed and re-enacted, with amendments, all to read as follows:

4 Chapter 4. Animals.

5 Article 1. In General.

6 Section 4-1. Definitions.

7 For the purposes of this chapter, the following words
8 and phrases shall have the following meanings [respectively ascribed
9 to them by this section]:

10 Animal abandonment. Disposal of an animal in a manner
11 not allowed by law.

12 Animal Control Advisory Commission. The duly appointed
13 Animal Control Advisory Commission of the county.

14 Animal control warden. The person employed or desig-
15 nated by [the animal control commission] THE COUNTY as its
16 enforcement officer.

17 Animal shelter or animal pound. Any premises so
18 designated by the [animal control commission] DEPARTMENT OF
19 INSPECTIONS, LICENSES AND PERMITS for the purpose of impounding
20 and caring for [the] animals found running at large or in violation
21 of this chapter.

22 At large. Any dog will be deemed to be "at large" when
23 [he] IT is [off the property of his owner] UPON THE PROPERTY OF A
24 PERSON OTHER THAN THE OWNER OR WITHIN THE TRAVELED PORTION OF
25 ANY PUBLIC ROAD and not [under the restraint of a responsible
26 person] LEASHED OR UNDER THE CONTROL OF ITS OWNER AND OBEDIENT TO
27 OWNER'S COMMAND.

28 DEPARTMENT. THE DEPARTMENT OF INSPECTIONS, LICENSES AND
29 PERMITS.

30 DOG FANCIER. ANY PERSON WHO OWNS OR HARBORS WITHIN OR
31 ADJOINING A PRIVATE RESIDENCE THREE OR MORE DOGS FOR THE NON-
32 COMMERCIAL PURPOSES OF HUNTING, PRIVATE TRACKING OR EXHIBITION IN

1 SHOWS OR FIELD TRIALS, THAT MAY OCCASIONALLY BREED AND SELL AS
2 A HOBBY AND/OR TO IMPROVE A REGISTERED BREED.

3 [Exposed to rabies] RABID DOG. A dog [has been "exposed
4 to rabies"] SHALL BE CONSIDERED "RABID" if it has been bitten by
5 or exposed to any animal infected with rabies.

6 Kennel. [Any person engaged in the] THE business of
7 breeding, buying, selling or boarding dogs.

8 Owner. Any person owning, keeping, [or] harboring, [a
9 dog.] OR ACTING AS CUSTODIAN OF A DOMESTICATED ANIMAL. ANY ANIMAL
10 OWNED BY A MINOR SHALL BE DEEMED TO BE OWNED FOR THE PURPOSES OF
11 THIS SECTION BY THE PARENTS OR GUARDIANS WITH WHOM THE MINOR
12 RESIDES.

13 Pet shop. [An establishment which offers to sell live
14 animals of any species with the intent that they should be kept as
15 pets in the household.] A BUSINESS ESTABLISHMENT THAT SELLS
16 AND/OR OFFERS TO SELL ANIMALS, WHETHER AS AN OWNER, OR AN AGENT
17 OF THE OWNER, TO THE GENERAL PUBLIC. HORSE FARMS LICENSED BY
18 THE STATE SHALL NOT BE CONSIDERED PET SHOPS.

19 [Public nuisance. Any dog repeatedly found at large,
20 making loud or objectionable sounds, damaging property or acting
21 in any manner which is deemed to be doing damage to property or
22 the public health and well being of the people or any dog which
23 is known to have bitten a person or shall have been determined
24 by the animal control commission to be a detriment to public
25 health, welfare and safety, shall be deemed to be a "public
26 nuisance."]

27 [Restraint. A dog is under "restraint" if it is con-
28 trolled by a leash or under the control and in view of an owner
29 and obedient to that person's commands on or within a vehicle
30 being driven or parked on the street or within the property
31 limits of its owner or keeper.]

1 VIOIOUS OR DANGEROUS ANIMAL. ANY ANIMAL THAT MAY POSE
2 A PHYSICAL THREAT TO HUMAN BEINGS, ANIMALS OR LIVESTOCK BY VIRTUE
3 OF SPECIFIC TRAINING OR DEMONSTRATED PROPENSITIES OR BEHAVIOR; ANY
4 ANIMAL WHICH WITHOUT PROVOCATION HAS BITTEN OR ATTACKED A HUMAN
5 BEING, OR OTHER ANIMAL OR LIVESTOCK SHALL BE PRESUMED TO BE VIOIOUS.

6 Article II. Animal Control ADVISORY Commission.

7 Section 4-2. Composition.

8 The Animal Control ADVISORY Commission shall consist of
9 the following [three] FIVE persons: A member of the county health
10 department, ~~a member~~ THE DIRECTOR OR DIRECTOR'S DESIGNEE of The
11 Humane Society of [the] HARFORD County, Inc. and [one]
12 THREE residents of the County. All members [will]
13 SHALL be appointed by the County Executive in accordance with the
14 provisions of Sections 223 and 313 of the Charter. The term of
15 office of Commission members shall be [coterminous with that of the
16 county executive] TWO YEARS. The county executive shall select the
17 [chairman] CHAIRPERSON of the commission. [His term of office shall
18 be for the period of his term on the commission.] THE DIRECTOR
19 OF THE DEPARTMENT SHALL BE AN EX OFFICIO MEMBER OF THE COMMISSION.

20 Section 4-3. Duties.

21 The Animal Control ADVISORY Commission shall meet as
22 often as [deemed necessary by the chairman] IT DEEMS NECESSARY to
23 hear formal complaints which relate to animals and to conduct such
24 OTHER business [as deemed necessary to insure compliance with this]
25 WITHIN THE AUTHORITY SET FORTH IN THIS chapter. THE COMMISSION
26 SHALL HEAR OR DESIGNATE PERSONS TO HEAR AND DETERMINE APPEALS BY
27 ANY PERSON, FIRM OR CORPORATION AGGRIEVED BY THE ISSUANCE OR DENIAL
28 OF A PERMIT OR LICENSE BY THE DEPARTMENT. The [commission]
29 DEPARTMENT shall promulgate rules and regulations governing methods
30 of operation of any animal pound or shelter, methods of collection,
31 care and disposal of animals and such additional regulations as may
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1 be required for the enforcement of this chapter. The commission
2 shall annually prepare a PROPOSED budget for the [operation of the
3 animal pound and the] animal control activities as required to
4 enforce this chapter and present [it] SAID BUDGET to the [county
5 executive] DIRECTOR OF THE DEPARTMENT FOR REVIEW AND APPROVAL.

6 [The commission shall keep records and be directly responsible to
7 the county executive.]

8 Section 4-4. Animal control wardens.

9 (a) The Animal CONTROL Wardens shall be [recommended by
10 the animal control commission to the county executive for his
11 approval.] EMPLOYED BY HARFORD COUNTY AND SHALL BE RESPONSIBLE
12 FOR THE ENFORCEMENT OF THIS CHAPTER AND ANY RULES AND REGULATIONS
13 PROMULGATED HEREUNDER.

14 (b) The Animal Control Wardens shall be [county employ-
15 ees under the direction and] SUBJECT TO THE supervision of the
16 [commission] DIRECTOR OF THE DEPARTMENT.
17 [Section 4-5. Enforcement of Chapter Generally.]

18 [The provisions of this chapter shall be enforced by the
19 appropriate law enforcement authority of the County and the animal
20 control wardens, who shall prosecute all persons found violating
21 the provisions of this chapter.]

22 Article III. Licensing.

23 Section [4-6] 4-5. Licenses required; application; term.

24 (a) [No person shall own, keep or harbor any dog within
25 the county unless such is licensed as herein provided.] A LICENSE
26 SHALL BE REQUIRED FOR ALL DOGS SIX MONTHS OF AGE AND OLDER.

27 Written application for such license shall be [made to the]
28 FILED WITH THE Department [of Inspections, Licenses and Permits of
29 the county]. The application shall state the name and address of
30 the owner and the name, breed, color, age, [and] sex, AND RABIES
31 INOCULATION STATUS of the dog. The license fee AS ESTABLISHED BY
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1 LAW shall be paid at the time of making application; thereupon a
2 [receipt] LICENSE and a numbered [identification] LICENSE tag shall
3 be issued to the [owner] APPLICANT.

4 (b) All dog licenses, DOG FANCIER LICENSES, kennel
5 licenses and pet shop licenses shall be issued for one year
6 beginning with the first day of July. [Applications for licenses
7 may be made forty-five days prior to the licensing year and shall
8 be within thirty days of taking up residency in the county,
9 if the dog does not possess a valid license from another political
10 subdivision. If a dog is brought into the county with a valid
11 license, no new license shall be required until the next Harford
12 County licensing year.] LICENSES ISSUED AFTER AUGUST 15, SHALL BE
13 SUBJECT TO A 50% SURCHARGE, WITH THE EXCEPTION OF DOGS REACHING
14 THE AGE OF SIX MONTHS AFTER JULY 1, AND DOGS NEWLY ARRIVED IN THE
15 COUNTY, WHICH DOGS SHALL BE LICENSED WITHIN 30 DAYS AFTER THE
16 ATTAINMENT OF SIX MONTHS OF AGE OR ARRIVAL IN THE COUNTY.
17 Section [4-7] 4-6. LICENSE fees.

18 (a) Dogs [generally]. [The yearly license fees
19 shall be five dollars for sterilized dogs and eight dollars for
20 unsterilized dogs. Tags shall be obtained when the dogs become
21 six months of age.] FEES MAY BE ESTABLISHED UNDER SECTION 13-21
22 OF THE HARFORD COUNTY CODE FOR STERILIZED AND UNSTERILIZED DOGS,
23 DOGS OWNED BY SENIOR CITIZENS, DOG FANCIERS FEES, KENNEL FEES, PET
24 SHOP FEES, TRANSFER FEES, GUIDE DOG FEES, POLICE DOG FEES, AND
25 VETERINARY HOSPITAL FEES.

26 [(b) Senior citizens. Senior citizens over sixty years
27 of age, on the tag fees only, shall pay three dollars for
28 sterilized dogs and five dollars for unsterilized dogs.]

29 [(c) Kennel. Every kennel which owns, harbors or keeps
30 from one to nine dogs over six months of age confined in a
31 kennel shall pay an annual license fee of fifty dollars; a fee
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1 of seventy-five dollars if the kennel owns, harbors or keeps from
2 ten to twenty-five dogs; and a fee of two hundred dollars if the
3 kennel owns, harbors or keeps more than twenty-five dogs.]

4 [(d) Pet shop. Every pet shop shall apply for an annual
5 pet shop license. The fee shall be fifty dollars per year; pet
6 shops shall not be required to have kennel licenses but shall be
7 required to maintain all requirements for the sale of dogs which
8 are required for kennels. Pet shops shall be required to maintain
9 satisfactory conditions as determined by the local health department
10 and meet all of the requirements which may be set forth for them
11 by the state department of health and mental hygiene or the
12 Maryland Livestock Sanitary Service of the University of Maryland.]
13 Section [4-8] 4-7. LICENSE tags.

14 (a) The county shall ANNUALLY ISSUE [provide annually]
15 LICENSE tags to [be given to] the owners of dogs when [such] THE
16 owners [shall] pay the license [fee] FEES for [such] THEIR dogs.
17 [Such] THE LICENSE tags shall be MADE of metal and SHALL not BE
18 more than one inch in length, AND THEY SHALL have the serial [number]
19 NUMBERS corresponding with the [number] NUMBERS on the license
20 [issued and have a substantial metal fastener with which to be
21 fastened to a dog's collar]. The general shape of the LICENSE tag
22 shall be changed from year to year, and the LICENSE tags furnished
23 TO kennel owners shall have the word "kennel" NOTED [thereon]
24 THEREUPON, and each kennel license holder [will] SHALL be entitled
25 to ten identical tags. If any tag is lost, it shall be replaced
26 by the county or designated agent upon application by the person
27 to whom the [actual] tag was issued upon production of [such] A
28 license and a fee [of one dollar] ESTABLISHED BY LAW. The owners
29 of kennel licenses shall [only] use their issued tags [on] ONLY
30 UPON dogs owned by them.
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1 (b) License tags shall be worn by [the] dogs at all
2 times.

3 [(c) The holders of kennel licenses shall, in writing,
4 submit to the animal control commission within three days, a
5 description of the animal, indicating age, sex, color and breed,
6 the names and the addresses of the persons who receive dogs from
7 their kennels and their county residences.]

8 [(d) If there is a change of ownership of a dog or
9 kennel during the license year, then the new owner may have the
10 current license transferred to his name upon payment of a transfer
11 fee of one dollar.

12 [Section 4-9. Guide dogs.]

13 [If the application for a license discloses that the dog
14 for which a license is sought should be used as a guide dog
15 trained to aid the blind, and it is actually used for this purpose,
16 the license shall be issued without payment of any fee, and the
17 issuing agent shall issue across the face of the license in red
18 ink the words, "Guide Dog."]

19 [Section 4-10. Police Dogs.]

20 [If the application for a license discloses that the dog
21 for which a license is sought should be used as a police dog
22 trained for this field and it is actually used for this purpose,
23 the license shall be issued without payment of any fee, and the
24 issuing agent shall issue across the face of the license in red
25 ink the words, "Police Dog."]

26 [Section 4-11. Veterinary hospitals.]

27 [Veterinary hospitals or clinics, research facilities
28 where bona fide medical research is being conducted, human shelters
29 and other animal establishments operated by veterinarians are
30 excluded from the kennel licensing requirements of this chapter.]
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1 Section [4-12] 4-8. Nonresidents.

2 The licensing requirements of this chapter shall not
3 apply to any dog belonging to a nonresident of the [state] COUNTY
4 and kept within the boundaries of the [state] COUNTY for not longer
5 than thirty days.

6 Section [4-13] 4-9. Disposition of money collected.

7 All money collected [for] FROM the sale of dog licenses
8 shall be deposited in the general fund of the County.

9 Article IV. Rules and Regulations.

10 Section [4-14] 4-10. [Restraint] DOGS AT LARGE; PROHIBITED.

11 [The owner shall not permit a dog to be at large, meaning
12 off the premises or property of the owner, unless under restraint,
13 except dogs accompanied by the owner being used or trained for
14 hunting and dogs accompanied by their owners on horseback. Damages
15 which result from dogs' hunting activities shall be the responsi-
16 bility of the dog owners.] NO OWNER OF ANY DOG SHALL PERMIT IT TO
17 BE AT LARGE.

18 Section [4-15] 4-11. Impoundment generally.

19 (a) [Unlicensed dogs] DOGS NOT WEARING A CURRENT HARFORD
20 COUNTY LICENSE TAG found [running] at large shall be taken to the
21 Humane Society of the county OR SUCH OTHER APPROPRIATE PLACE AS
22 MAY BE DESIGNATED BY THE DEPARTMENT and [there] confined in a
23 humane manner for a period of not less than [five days] NINETY-SIX
24 HOURS, EXCLUDING SUNDAYS AND COUNTY HOLIDAYS. [and may thereafter
25 become the property of and may be disposed of in a manner approved
26 by the animal control commission, if not claimed by their owners.]
27 THEREAFTER, THE DOGS BECOME THE PROPERTY OF THE COUNTY OR ITS
28 AGENT AND SHALL BE DISPOSED OF BY RETURN TO THEIR OWNER, ADOPTION
29 OR EUTHANASIA.

30 (b) DOGS WEARING A CURRENT HARFORD COUNTY LICENSE TAG
31 AND FOUND AT LARGE SHALL BE TAKEN TO THE HUMANE SOCIETY OF THE
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1 COUNTY OR SUCH OTHER APPROPRIATE PLACE AS MAY BE DESIGNATED BY THE
2 DEPARTMENT, AND CONFINED IN A HUMANE MANNER FOR A PERIOD OF NOT
3 LESS THAN ONE HUNDRED FORTY-FOUR HOURS, EXCLUDING SUNDAYS AND
4 COUNTY HOLIDAYS. [Licensed dogs running at large shall be held
5 seven days, and a reasonable effort shall be made to contact
6 the owner prior to disposal. Unclaimed dogs shall become the
7 property of and may be disposed of in a manner approved by the
8 animal control commission] THE OWNER OF THE LICENSED DOG SHALL BE
9 NOTIFIED OF THE DOG'S IMPOUNDMENT BY THE COUNTY OR ITS AGENT BY
10 CERTIFIED MAIL TO THE ADDRESS OF THE OWNER INDICATED UPON THE
11 LICENSE APPLICATION. THE NOTICE SHALL BE SENT WITHIN 72 HOURS OF
12 THE DOG'S IMPOUNDMENT AND SHALL GIVE THE OWNER 72 HOURS FROM THE
13 DATE OF THE NOTICE IN WHICH TO REDEEM THE DOG. THEREAFTER, THE DOGS
14 BECOME THE PROPERTY OF THE COUNTY OR ITS AGENT AND SHALL BE DISPOSED
15 OF BY RETURN TO THEIR OWNER, ADOPTION OR EUTHANASIA [if not claimed
16 by their owners].

17 (c) When dogs are found [running] at large and their
18 ownership is known [by] TO the animal control [wardens] WARDEN,
19 such dogs [need not be impounded, but the animal control wardens
20 may, at their discretion, cite the owners of such dogs to
21 appear in court to answer charges of violation of this chapter]
22 MAY, AT THE DISCRETION OF THE ANIMAL CONTROL WARDEN, BE RETURNED
23 TO THE OWNER, WHO SHALL ALSO BE SERVED A VIOLATION NOTICE.

24 [(d) Immediately upon impounding dogs or other animals,
25 the animal control wardens shall make a prompt and reasonable
26 effort to notify the owners of such dogs impounded and inform them
27 of the conditions whereby they may regain custody of such animals.]
28 Section [4-16] 4-12. Redemption of impounded dogs.

29 (a) The owner shall be entitled to resume possession of
30 any impounded dog [, except as hereinafter provided,] upon
31 compliance with the license provisions of this chapter and CHAPTER 13
32

1 AND the payment of the [impoundment] fees set forth in SECTION
2 4-13 OF THIS ARTICLE [section 4-17].

3 (b) [Proof of ownership must be established. Proof of
4 ownership may] THE CLAIMANT SHALL ESTABLISH SATISFACTORY PROOF OF
5 OWNERSHIP WHICH SHALL include the license receipt, affidavits of
6 neighbors, a photograph, OR OTHER APPROPRIATE IDENTIFICATION [etc.].

7 [(c) Any dog impounded under the provisions of this
8 chapter may be reclaimed by the owner upon payment of impounding
9 fees.]

10 Section [4-17] 4-13. Impoundment fees.

11 Any dog impounded under this article may be reclaimed
12 as herein provided upon payment TO THE COUNTY, by the owner, [to
13 the Humane Society of the county, of] the sum of [ten] FIFTEEN TEN
14 dollars. An additional CARE charge of [two] FOUR dollars for each
15 calendar day OR PORTION THEREOF DURING WHICH THE DOG WAS IMPOUNDED
16 shall be added to the impoundment fee [for boarding the animal].
17 Impoundment fees set forth herein and such additional sums as
18 ARE herein provided [by animal control activities shall be collected
19 by the animal control commission] SHALL BE COLLECTED BY THE COUNTY
20 OR ITS AGENT AND PLACED IN THE GENERAL FUND.

21 Section [4-18] 4-14. Confinement and destruction of certain dogs.

22 (a) The owner of any female dog in estrus, or [a
23 condition] AS commonly known, [as "in heat"] IN HEAT, [or "in
24 season,"] shall keep the dog confined in a closed building equipped
25 with adequate flooring [in such a manner that it will not be in]
26 SUCH AS A TIGHT WOODEN OR CONCRETE FLOOR TO PREVENT contact with
27 another dog, [except for] EXCLUDING intentional breeding [purposes].

28 (b) When, in the judgment of the [animal control
29 commission] DIRECTOR OF THE DEPARTMENT or a [graduate] DULY LICENSED
30 veterinarian, a dog should be destroyed for humane reasons OR
31 BECAUSE OF ITS VICIOUS AND DANGEROUS PROPENSITIES, such dog [shall]
32

1 MAY be destroyed [without a restriction of any holding time]
2 IMMEDIATELY WITHOUT REGARD TO ANY RESTRICTION OR HOLDING PERIOD
3 OTHERWISE ESTABLISHED HEREIN.

4 Section [4-19] 4-15. Dogs constituting nuisances.

5 It is unlawful for any person to own or [keep] HARBOR a
6 dog which disturbs the peace and quiet of any neighborhood [in an
7 inhabited area] or which is vicious and [bites] A DANGER TO any
8 person. Upon the sworn complaint OF ANY PERSON before the District
9 Court of [the state] MARYLAND for [the county] HARFORD COUNTY
10 [of any two or more persons of different households] alleging that
11 a dog disturbs the peace and quiet of any neighborhood in [an] ANY
12 [inhabited] area of the county, or on the sworn complaint of any
13 [one or more persons] PERSON that a dog is vicious and [has bitten]
14 A DANGER TO any person, a summons shall be issued to the owner or
15 keeper of such dog to appear before the District Court. Upon proof
16 that the dog disturbs the peace and quiet of any neighborhood [in
17 an inhabited area] or is vicious and [has bitten] A DANGER TO any
18 person, the owner or keeper shall be required to deliver up the
19 offending dog to be destroyed in [the most] A humane manner
20 [possible], unless he removes the dog permanently from the
21 neighborhood. If the owner or keeper is required to deliver up the
22 dog to be disposed of or to remove it as aforesaid and he refuses
23 or fails to do so, it is the duty of [the] AN appropriate law
24 enforcement authority of the county [or the animal control
25 commission] to seize the dog wherever it may be found and to cause
26 it to be disposed of in [the most] A humane manner [possible].
27 [Notwithstanding the foregoing provisions of this section, the
28 barking of hunting dogs in pursuit of game shall not be considered
29 a disturbance of the public peace for the purposes
30 hereof.]
31
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1 [Section 4-20. Killing of livestock and compensation.]

2 [(a) Any person may destroy any dog which he sees in the
3 act of pursuing, attacking, wounding or killing, or escaping after
4 attacking, wounding or killing, poultry or livestock or attacking
5 human beings, whether or not such dog bears the proper license tag
6 required by this chapter. There shall be no liability on such
7 persons in damages or otherwise for such killing.]

8 [(b) When any inhabitant of the county shall have any
9 sheep, poultry or livestock destroyed or injured by a dog, he may
10 apply to the animal control commission, who shall appoint three
11 disinterested persons as appraisers to view and appraise the
12 damages sustained by him, at least one of such appraisers shall
13 be an animal control warden, and, under oath, shall state in
14 writing to the county the number of sheep, poultry or livestock
15 killed, the character and extent of the injury, if any done, and
16 the amount of damages, upon which they shall all agree, sustained
17 by the owner; and both the appraisers and the owner of the sheep,
18 poultry or livestock shall make oath that they believe the same
19 to have been destroyed or injured by a dog; and when the report of
20 such proceedings has been filed, the county shall review such
21 report, and if in their judgment the amount of damages stated is
22 unfair, they shall award such amount as they deem fair, which award
23 shall be paid out of the fund hereby created; provided, that the
24 sworn report of the appraisers shall be deemed prima facie evidence
25 of the fairness of the award of damages in each instance; provided,
26 further, that the county shall not change such an award unless they
27 shall have personal knowledge of its unfairness or shall receive
28 competent testimony to the effect that the award is in excess of a
29 fair commercial valuation of the sheep, poultry or livestock
30 injured or destroyed by dogs. If the owner of the dog or dogs
31 doing the damage is known, it shall be the duty of the county to
32

1 notify such owner or to destroy the dog or dogs immediately. If
2 such dog is destroyed by the owner, after proper notice, he shall
3 be exempt from all further liability, but in case the owner shall
4 refuse or neglect to destroy the dog upon proper notice, the owner
5 shall be liable to the county for damages to the same extent as
6 he would be liable in case of negligence or malicious destruction
7 of property, and the county may, in its discretion, have the
8 animal control commission destroy the dog.]

9 Section [4-20] 4-16. Rabies generally.

10 When any dog or other animal, subject to rabies, has
11 [been bitten or has] attacked a person, or is suspected of having
12 rabies, such [facts] FACT shall be immediately reported to the
13 County Health Department, and [such] THE animal shall not be
14 destroyed, but shall be confined [in a way and for a time directed]
15 AS ORDERED by the County Health Officer OR THE DIRECTOR OF
16 THE DEPARTMENT. [Such confinement shall be terminated only with
17 the consent of such county health officer.] The confinement OR
18 IMPOUNDMENT shall be at the expense of the owner [or custodian of
19 such animal] OF THE ANIMAL. IF, IN THE OPINION OF THE COUNTY
20 HEALTH OFFICER, THE DIRECTOR OF THE DEPARTMENT, OR THE ANIMAL
21 CONTROL WARDEN THE ANIMAL IS NOT BEING PROPERLY IMPOUNDED, THE
22 ANIMAL MAY BE IMPOUNDED BY THE ANIMAL CONTROL WARDEN AND PLACED IN
23 SUITABLE CONTAINMENT FOR THE NECESSARY PERIOD. ALL COSTS AND
24 EXPENSES OF SUCH CONTAINMENT SHALL BE CHARGED TO THE OWNER OF THE
25 ANIMAL. If the animal dies or has been destroyed, DURING THE
26 CONTAINMENT PERIOD, its head shall be removed and sent immediately
27 to the County Health Department FOR RABIES TESTING. The local
28 police department, [or] the county sheriff, OR THE ANIMAL CONTROL
29 WARDENS shall enforce all orders of the County Health Officer OR
30 THE DIRECTOR OF THE DEPARTMENT, [under this provision] AND ALL OTHER
31 PROVISIONS OF THIS SECTION.
32

1 Section [4-22] 4-17. [Reports] REPORT of bite cases.

2 It shall be the duty of every physician, [other] medical
3 practitioner [, outpatient or accident room of any] AND hospital to
4 report to the County Health Department the names and addresses of
5 persons treated for bites inflicted by dogs OR OTHER ANIMALS,
6 together with [such] ANY information as TO WHICH will be helpful in
7 rabies cntrol.

8 Section [4-23] 4-18. Responsibilities of [veterinarian]
9 VETERINARIANS and county residents regarding rabid animals.

10 It shall be the duty of every veterinarian and every
11 resident of the county to report to the County Health Department
12 any animal considered [by him] to be rabid or to be a rabies
13 suspect.

14 [Section 4-24. Investigation and right of entry.]

15 [For the purpose of discharging the duties imposed by
16 this chapter and to enforce its provisions, the sheriff or his
17 authorized deputies and the animal control wardens are empowered
18 to enter upon any premises where there is probable cause to
19 believe that a violation of the provisions of this chapter exists.]

20 Section [4-25] 4-19. Interference with enforcement officers.

21 No person shall interfere with, hinder or molest any
22 appropriately authorized law enforcement agency of the county or
23 the animal control wardens in the performance of their duties, or
24 seek to release any animal in their custody except as herein
25 provided.

26 Section [4-26] 4-20. Records.

27 (a) It shall be the duty of the [animal control
28 commission] DEPARTMENT to keep, or cause to be kept, accurate and
29 detailed records of impoundment and disposition of all dogs coming
30 [into their custody] UNDER ITS CONTROL.

BOOK 7 PAGE 434

1 [(b) It shall be the duty of the animal control
2 commission to keep, or cause to be kept, for one year, accurate
3 and detailed records of the bite cases reported to them and
4 investigations of same.]

5 [Section 4-27. Penalty.]

6 [Any person found guilty of violating any provision of
7 this chapter shall be deemed guilty of a misdemeanor and shall be
8 fined a sum of not more than fifty dollars for each offense.]

9 [Section 4-28. Civil Penalty.]

10 [The animal control warden shall serve a violation notice
11 to any person found in violation of this article. The notice
12 shall impose upon such violator a civil monetary penalty of
13 fifteen dollars which shall be paid to the county within ten
14 weekdays in full satisfaction of the assessed penalty. The penalty
15 shall increase to twenty-five dollars for a second offense and
16 fifty dollars for a third offense.]

17 ARTICLE V. ANIMAL CARE, ABUSE, CRUELTY.

18 SECTION 4-21. ABUSE OF ANIMALS.

19 ~~{a} NO PERSON SHALL BEAT, TORTURE, OVERLOAD, OVERWORK~~
20 ~~OR OTHERWISE ABUSE ANY ANIMAL, OR CAUSE, INSTIGATE OR PERMIT ANY~~
21 ~~DOG FIGHT, COCK FIGHT, BULL FIGHT OR OTHER COMBAT BETWEEN ANIMALS OR~~
22 ~~BETWEEN HUMANS AND ANIMALS.~~

23 (a) NO PERSON SHALL OVERDRIVE, OVERLOAD, DEPRIVE, OF
24 NECESSARY SUSTENANCE, TORTURE, CRUELLY BEAT, MUTILATE OR CRUELLY
25 KILL; NOR CAUSE, PROCURE, OR AUTHORIZE THESE ACTS; NOR, HAVING
26 THE CHARGE OR CUSTODY OF THE ANIMAL, EITHER AS OWNER OR OTHERWISE,
27 INFLECT UNNECESSARY SUFFERING OR PAIN UPON THE ANIMAL, OR
28 UNNECESSARILY FAIL TO PROVIDE THE ANIMAL WITH NUTRITIOUS FOOD
29 IN SUFFICIENT QUANTITIES, NECESSARY VETERINARY CARE, PROPER
30 DRINK, AIR, SPACE, SHELTER, OR PROTECTION FROM THE WEATHER.
31
32

1 (b) NO PERSON MAY OWN, KEEP OR USE ANY DOG, COCK OR
2 OTHER ANIMAL FOR THE PURPOSE OF FIGHTING, BAITING OR SERVING AS A
3 TARGET. NO PERSON MAY KNOWINGLY PERMIT ANY BUILDING, SHED, ROOM,
4 YARD OR OTHER PREMISES TO BE USED FOR THE PURPOSE OF EXHIBITING
5 OR HOUSING THE FIGHTING, BAITING OR USE AS TARGETS OF ANY DOG, COCK
6 OR OTHER ANIMAL. NO PERSON SHALL ATTEND ANY EXHIBITION OF DOGS,
7 COCKS OR OTHER ANIMALS FOR THE PURPOSE OF FIGHTING, BAITING OR
8 SERVING AS A TARGET, NOR SHALL SUCH PERSON KNOWINGLY BE PRESENT AT
9 SUCH TIME AS PREPARATIONS ARE MADE FOR SUCH AN EXHIBITION. ALL
10 ANIMALS, EQUIPMENT, DEVICES AND MONEY INVOLVED IN A VIOLATION OF
11 THIS SECTION SHALL BE FOREFEITED TO THE COUNTY.

12 SECTION 4-22. ABANDONMENT OF ANIMALS.

13 NO PERSON SHALL ABANDON ANY ANIMAL ON PROPERTY WITHIN
14 THE COUNTY.

15 SECTION 4-23. ANIMALS IN VEHICLES.

16 NO PERSON SHALL LEAVE ANY ANIMAL UNATTENDED IN A MOTOR
17 VEHICLE WHEN THE TEMPERATURE OUTSIDE EXCEEDS EIGHTY DEGREES
18 FAHRENHEIT. ANY ANIMAL CONTROL WARDEN OR LAW ENFORCEMENT OFFICER
19 WHO DETERMINES THAT AN ANIMAL HAS BEEN LEFT IN A MOTOR VEHICLE IN
20 VIOLATION OF THIS SECTION SHALL HAVE THE RIGHT TO TAKE SUCH STEPS
21 TO FREE THE ANIMAL FROM THE VEHICLE AS HE DEEMS NECESSARY TO
22 PROTECT THE ANIMAL FROM SERIOUS INJURY OR DEATH.

23 SECTION 4-24. SALE OF POULTRY OR RABBITS.

24 POULTRY OR RABBITS LESS THAN EIGHT WEEKS OF AGE MAY NOT
25 BE SOLD IN QUANTITIES OF LESS THAN TWENTY-FIVE PER PURCHASER.

26 SECTION 4-25. CONTROL OF DOG WASTE AND OTHER NUISANCE.

27 (a) NO OWNER OF A DOG SHALL ALLOW IT TO SOIL, DEFILE,
28 DEFECATE UPON OR COMMIT ANY OTHER NUISANCE UPON ANY PUBLIC PROPERTY
29 OR UPON THE PRIVATE PROPERTY OF ANOTHER.

30 (b) THE OWNER MUST TAKE IMMEDIATE STEPS TO ELIMINATE
31 ANY SUCH NUISANCE, INCLUDING FECES CAUSED BY THE DOG, IN AN
32 APPROPRIATE AND SANITARY MANNER.

1 SECTION 4-26. ANIMALS AS PRIZES.

2 NO PERSON SHALL GIVE AWAY ANY LIVE ANIMAL, FISH,
3 AMPHIBIAN, REPTILE OR BIRD AS A PRIZE, OR AS AN INDUCEMENT TO ENTER
4 ANY CONTEST, GAME OR OTHER COMPETITION, OR AS AN INDUCEMENT TO
5 ENTER A PLACE OF AMUSEMENT; OR OFFER SUCH VERTEBRATE AS AN INCENTIVE
6 TO ENTER INTO ANY BUSINESS AGREEMENT WHEREBY THE OFFER WAS FOR THE
7 PURPOSE OF ATTRACTING TRADE.

8 ~~SECTION 4-27. -- WILD ANIMAL EXHIBITION.~~

9 ~~NO PERSON SHALL KEEP OR PERMIT TO BE KEPT UPON HIS~~
10 ~~PREMISES ANY WILD OR VICIOUS ANIMAL FOR DISPLAY OR FOR EXHIBITION~~
11 ~~PURPOSES, WHETHER GRATUITOUSLY OR FOR A FEE. -- THIS SECTION SHALL~~
12 ~~NOT APPLY TO ZOOLOGICAL PARKS, PERFORMING ANIMAL EXHIBITIONS, OR~~
13 ~~CIRCUSES.~~

14 SECTION 4-28. 4-27. SHELTERS, DOGS AND CATS.

15 ANY DOG OR CAT WHICH IS KEPT OUTSIDE OR IN AN UNHEATED
16 ENCLOSURE SHALL BE PROVIDED WITH:

17 (a) A MOISTURE-PROOF STRUCTURE, MADE OF A DURABLE
18 BUILDING MATERIAL WITH NO METAL INTERIOR SURFACE, BE SUITABLE IN
19 SIZE TO ACCOMMODATE THE DOG OR CAT AND TO ALLOW FOR THE RETENTION
20 OF BODY HEAT, SHALL INCLUDE A SOLID FLOOR RAISED AT LEAST TWO
21 INCHES OFF THE GROUND, SHALL HAVE AN ENTRANCE COVERED BY A SUITABLE
22 COVERING OR BE DESIGNED IN SUCH A WAY AS TO PREVENT THE ELEMENTS
23 FROM BLOWING DIRECTLY INTO THE SHELTER.

24 (b) SHALL HAVE A SUFFICIENT QUANTITY OF BEDDING MATERIAL
25 SUITABLE TO PROVIDE INSULATION AND PROTECTION AGAINST COLD AND
26 DAMPNES AND TO PROMOTE THE RETENTION OF BODY HEAT.

27 (c) THE PROVISIONS OF SUBSECTION (b) SHALL BE SUSPENDED
28 DURING THE MONTHS OF MAY THROUGH SEPTEMBER.

29 SECTION 4-29. 4-28. CARE OF SHELTERED DOGS AND CATS.

30 ANY DOG OR CAT SHALL BE FED AT LEAST DAILY AND SHALL HAVE
31 POTABLE WATER AVAILABLE AT ALL TIMES.
32

1 SECTION ~~4-30-~~ 4-29. TETHERED ANIMALS.

2 ANY CHAIN, ROPE OR OTHER RESTRAINING LINE USED TO TETHER
3 ANY ANIMAL SHALL BE OF SUFFICIENT LENGTH TO PERMIT THE ANIMAL
4 TO EXERCISE AND SHALL, IN NO EVENT, BE LESS THAN TEN FEET IN LENGTH.

5 ARTICLE VI. PET SHOPS.

6 SECTION ~~4-31-~~ 4-30. LICENSES AND FEES.

7 NO PERSON SHALL OPERATE A PET SHOP WITHOUT POSSESSING A
8 VALID PET SHOP LICENSE. THE ANNUAL LICENSE FEE FOR A PET SHOP
9 SHALL BE AS ESTABLISHED BY LAW.

10 SECTION ~~4-32-~~ 4-31. PET SHOP STANDARDS.

11 ALL PET SHOPS, INCLUDING PET SHOPS RUN IN CONJUNCTION
12 WITH ANY OTHER BUSINESS, SHALL, IN ADDITION TO ANY OTHER REQUIRE-
13 MENT OF LAW, COMPLY WITH THE MINIMUM STANDARDS OF THIS SECTION.
14 FAILURE TO MEET THESE STANDARDS SHALL BE GROUNDS FOR DENIAL OF
15 OR REVOCATION OF THE PET SHOP LICENSE. THE MINIMUM PET SHOP
16 STANDARDS ARE:

17 (a) ALL CAGES AND ENCLOSURES SHALL BE CONSTRUCTED OF A
18 NONPOROUS MATERIAL FOR EASE IN CLEANSING AND DISINFECTING. EACH
19 CAGE MUST BE OF SUFFICIENT SIZE TO ALLOW THE ENCLOSED ANIMAL TO
20 STAND, TURN AND STRETCH TO ITS FULL LENGTH AND HEIGHT WITHIN THE
21 ENCLOSURE.

22 (b) THERE SHALL BE SUFFICIENT CLEAN, DRY BEDDING TO
23 MEET THE NEEDS OF EACH ANIMAL.

24 (c) ALL MAMMALS UNDER THREE MONTHS OF AGE SHALL BE FED
25 AT LEAST THREE TIMES PER DAY.

26 (d) ALL FOOD SHALL BE SERVED IN A CLEAN CONTAINER SO
27 MOUNTED THAT THE ANIMAL CANNOT READILY TIP IT OVER OR DEFECATE OR
28 URINATE THEREIN.

29 (e) HOT WATER AT A MINIMUM TEMPERATURE OF ONE HUNDRED
30 SIXTY DEGREES FAHRENHEIT SHALL BE AVAILABLE FOR WASHING AND
31 DISINFECTING OF CAGES.
32

1 (f) FRESH WATER SHALL BE AVAILABLE TO ALL ANIMALS AT ALL
2 TIMES. ALL WATER CONTAINERS SHALL BE SO MOUNTED THAT THE ANIMAL
3 CANNOT READILY TURN THEM OVER, AND SHOULD BE REMOVABLE FOR CLEANING.

4 (g) THE TEMPERATURE OF THE ANIMAL ENCLOSURES SHALL BE
5 MAINTAINED AT A LEVEL SUITABLE FOR THE ANIMAL CONTAINED THEREIN.

6 (h) EVERY BIRD SHALL BE PLACED IN A CLEAN CAGE WITH
7 SUFFICIENT ROOM TO ALLOW THE BIRD TO SIT UPON A PERCH. LARGE
8 BIRDS SHALL BE PLACED IN SEPARATE CAGES FROM SMALLER BIRDS.

9 (i) ALL FISH SHALL BE CONTAINED IN CLEAN, ALGAE-FREE
10 TANKS, IN WHICH THE WATER TEMPERATURE SHALL BE MAINTAINED AT A
11 CONSTANT, HEALTHFUL LEVEL. DEAD FISH SHALL BE REMOVED FROM THE
12 TANKS IMMEDIATELY.

13 (j) ALL ANIMALS SHALL BE FED, WATERED AND RECEIVE CLEAN
14 BEDDING EVERY DAY OF THE WEEK, INCLUDING SUNDAYS AND HOLIDAYS.

15 SECTION 4-32. EXEMPTIONS. GUIDE DOGS FOR THE BLIND AND DEAF AND
16 DOGS USED BY LAW ENFORCEMENT OFFICERS ARE EXEMPTED FROM THE
17 PROVISIONS OF THESE ARTICLES, EXCEPT FOR LICENSING.

18 SECTION 4-33. PENALTY.

19 ANY-PERSON-FOUND-GUILTY-OF-VIOLATING-ANY-PROVISION-OF
20 THIS-CHAPTER-SHALL-BE-DEEMED-GUILTY-OF-A-MISDEMEANOR-AND-SHALL-BE
21 FINED-NOT-LESS-THAN-TWENTY-FIVE-DOLLARS-NOR-MORE-THAN-FIVE
22 HUNDRED-DOLLARS-FOR-EACH-OFFENSE.

23 ANY PERSON VIOLATING ANY PROVISION OF THIS CHAPTER
24 SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND SHALL, UPON
25 CONVICTION, BE FINED NOT LESS THAN TWENTY-FIVE DOLLARS NOR
26 MORE THAN ONE THOUSAND DOLLARS, OR IMPRISONED FOR NOT MORE
27 THAN SIX MONTHS, OR BOTH FINED AND IMPRISONED. EACH DAY
28 DURING WHICH A VIOLATION OF THIS CHAPTER CONTINUES SHALL BE
29 DEEMED A SEPARATE OFFENSE.

30 SECTION 4-34. CIVIL PENALTY.

31 THE ANIMAL CONTROL WARDEN SHALL SERVE A VIOLATION
32 NOTICE TO ANY PERSON FOUND IN VIOLATION OF THIS ARTICLE. THE

1 NOTICE SHALL IMPOSE UPON SUCH VIOLATOR A CIVIL MONETARY PENALTY
2 OF FIFTEEN DOLLARS, WHICH SHALL BE PAID TO THE COUNTY WITHIN
3 TEN WEEKDAYS IN FULL SATISFACTION OF THE ASSESSED PENALTY. THE
4 PENALTY SHALL INCREASE TO TWENTY-FIVE DOLLARS FOR A SECOND
5 OFFENSE AND FIFTY DOLLARS FOR A THIRD OFFENSE.

6 Section 2. *And Be It Further Enacted*, that this Act shall take
7 effective sixty (60) calendar days from the date it becomes law.

8 EFFECTIVE: May 17, 1982
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BOOK 7 PAGE 440

BY THE COUNCIL

Read the third time. BILL NO. 82-10 (as amended)

Passed LSD 82-9 (March 16, 1982) (with amendments)

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

J. Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-10 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-26 1982 at 2:00 P.M.
Doc Liber 7 Folio 419 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: May 17, 1982

DUUN 7 PAGE 441

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-11

Introduced by Council Members Risacher and Schafer and Council President
Hardwicke at the request of the County Executive
Legislative Day No. 82-3 Date January 19, 1982

AN ACT to repeal Section 485, heading, Police Commission, of the Code of Public Local Laws of Harford County (1965 Edition), as amended, and to enact new Division 17, heading, Harford County Police Commission, to be added to Article XII, heading, Agencies, Boards, Commissions and Committees, of Chapter 2, heading, Administration, of the Harford County Code, as amended; to provide for re-establishing the Harford County Police Commission; and to provide for the duties and responsibilities of the Commission.

By the Council, January 19, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: February 16, 1982
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on February 16, 1982
and concluded on February 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

JUL 7 1965 442

1 WHEREAS, there currently exists a Harford County Police
2 Commission whose members represent most law enforcement agencies
3 in Harford County; and

4 WHEREAS, the Police Commission was created to improve law
5 enforcement and police protection in Harford County; and

6 WHEREAS, the Police Needs Advisory Board has recommended that
7 the Commission continue to function in an advisory capacity, and
8 to expand its duties and responsibilities to meet current and
9 future law enforcement requirements;

10 NOW, THEREFORE, BE IT ENACTED by the County Council of
11 Harford County, Maryland, that the Harford County Police
12 Commission shall continue, and the membership increased to include
13 representatives of local and state law enforcement agencies in
14 Harford County;

15 AND BE IT FURTHER ENACTED by the County Council of Harford
16 County, Maryland, that Section 485, heading, Police Commission,
17 of the Code of Public Local Laws of Harford County (1965 Edition),
18 as amended, be, and it is hereby repealed and that new Division 17,
19 heading, Harford County Police Commission, be, and it is hereby
20 added to Article XII, heading, Agencies, Boards, Commissions and
21 Committees, of Chapter 2, heading, Administration, of the Harford
22 County Code, as amended, all to read as follows:
23 Section 485. Police Commission.

24 [There shall be a Harford County Police Commission consisting
25 of four members who shall serve without compensation. The
26 Sheriff of Harford County shall be a member ex officio and
27 serve as Chairman of said Commission. The Mayor and City Council
28 of Havre de Grace, the Commissioners of Aberdeen and the Town of
29 Bel Air shall each appoint one member of said Commission. The
30 Police Commission shall meet at least once in every three months
31 at a time and place to be designated by the Sheriff of Harford
32 County. The Police Commission shall make recommendations for the

1 improvement of law enforcement and police protection in Harford
2 County and particularly shall study and make recommendations to
3 insure greater cooperation, coordination of efforts and division
4 of responsibility between the town, city and county police; to
5 establish an adequate and unified police radio system in Harford
6 County; to establish uniform salaries, and other benefits relating
7 to compensation of law enforcement officers in Harford County.]

8 Chapter 2. Administration.

9 Article XII. Agencies, Boards, Commissions and Committees.

10 DIVISION 17. HARFORD COUNTY POLICE COMMISSION.

11 SECTION 2-241. HARFORD COUNTY POLICE COMMISSION--ESTABLISHMENT.

12 THE HARFORD COUNTY POLICE COMMISSION IS HEREBY CREATED AS AN
13 ADVISORY COMMISSION. THE MEMBERS OF THE COMMISSION SHALL BE:
14 THE SHERIFF OF HARFORD COUNTY WHO SHALL BE CHAIRMAN OF THE
15 COMMISSION; THE CHIEF OF POLICE OF THE CITY OF HAVRE DE GRACE,
16 THE TOWNS OF ABERDEEN AND BEL AIR RESPECTIVELY; AND THE
17 COMMANDING OFFICER OF THE BEL AIR BARRACK OR HIS DESIGNEE.

18 SECTION 2-242. RECOMMENDATIONS.

19 THE COMMISSION SHALL FORMULATE RECOMMENDATIONS TO THE COUNTY,
20 STATE, AND MUNICIPALITIES REGARDING:

21 (A) IMPROVEMENTS FOR LAW ENFORCEMENT AND POLICE PROTECTION
22 IN HARFORD COUNTY,

23 (B) MEASURES TO INSURE GREATER COOPERATION, COORDINATION,
24 AND DIVISION OF RESPONSIBILITY BETWEEN THE STATE, TOWNS, CITY, AND
25 COUNTY LAW ENFORCEMENT OFFICERS,

26 (C) THE MAINTENANCE OF AN ADEQUATE AND UNIFIED POLICE RADIO
27 SYSTEM IN HARFORD COUNTY,

28 (D) LONG RANGE GOALS AND POLICE MANPOWER NEEDS BASED UPON THE
29 NORTHWESTERN UNIVERSITY TECHNICAL INSTITUTE FORMULA OR OTHER
30 APPROPRIATE DATA,

31 (E) UNIFORM STANDARDS OF PERFORMANCE, AND STANDARDIZED
32 OPERATING PROCEDURES,

1 (F) THE COLLECTIVE PURCHASE OF EQUIPMENT AND CONTRACT
2 SERVICES,

3 (G) IN-SERVICE TRAINING PROGRAMS AS REQUIRED BY THE MARYLAND
4 POLICE TRAINING COMMISSION AND AS RECOMMENDED BY THE CHIEF LAW
5 ENFORCEMENT OFFICER OF HARFORD COUNTY,

6 (H) TRAINING PROGRAMS FOR SENIOR/MID-LEVEL PERSONNEL,

7 (I) GUIDELINES FOR INCREASED PROFESSIONALISM,

8 (J) MAINTENANCE OF CURRENT MUTUAL AID AGREEMENTS,

9 (K) UPDATING, PLANNING, AND COORDINATION OF LAW ENFORCEMENT
10 POLICY CHANGES,

11 (L) REVIEW FOR COMMENTS, THE RECOMMENDATIONS OF THE POLICE
12 NEEDS ADVISORY BOARD, AND

13 (M) SUCH OTHER MATTERS AS THE COMMISSION DEEMS APPROPRIATE.
14 SECTION 2-243. REPORTS.

15 THE COMMISSION SHALL PERIODICALLY FORWARD REPORTS OUTLINING
16 ITS RECOMMENDATIONS TO THE COUNTY, STATE, AND MUNICIPALITIES.

17 SECTION 2-244. MEETINGS.

18 THE COMMISSION SHALL MEET AT A TIME AND PLACE TO BE
19 DESIGNATED BY THE SHERIFF OF HARFORD COUNTY OR WHEN REQUESTED BY
20 ANY MEMBER OF THE COMMISSION.

21 Section 2. *And Be It Further Enacted*, that this Act shall take
22 effect sixty (60) calendar days from the date it becomes law.

23 EFFECTIVE: May 17, 1982
24
25

26 *The Secretary of the Council does hereby*
27 *certify that fifteen (15) copies of this Bill*
28 *are immediately available for distribution to*
the public and the press.

29 *Angela Markowski*, Secretary
30
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32

7 445

BY THE COUNCIL

Read the third time. BILL NO. 82-11

Passed LSD 82-9 (March 16, 1982) (XXXXXXXXXXXXXX)

~~Failed XXX Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Farrington
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-11), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1.00 P. M.
YAC Libr 7 Folio 441 & examined per
i. Douglas Christoff, Clerk, Harford Co.

EFFECTIVE DATE: May 17, 1982

BILL NO. 82-12
AS AMENDED

7 PAGE 446

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-12 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-4 Date February 2, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide funds in full satisfaction of a claim on behalf of a former County employee for benefits due upon retirement.

By the Council, February 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 2, 1982

at: 7:30 PM

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 2, 1982 and concluded on March 2, 1982.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-12
AS AMENDED

DOOF 7 447

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current expense budget for the
3 fiscal year ending June 30, 1982, in accordance with Section 517
4 of the Charter of Harford County, Maryland; and

5 WHEREAS, such funds are necessary to provide funds in
6 full satisfaction of a claim filed on behalf of a former County
7 employee for benefits due upon retirement; and

8 WHEREAS, the Treasurer has certified that such funds
9 are available for appropriation.

10 NOW, THEREFORE,

11 Section 1. *Be It Enacted By The County Council of Harford County,*
12 *Maryland,* that the current expense budget for the fiscal year
13 ending June 30, 1982, be, and it is hereby amended by making an
14 appropriation from the General Fund Reserve for Contingency in
15 the below listed amounts for the purpose detailed:

16 Appropriation:

17 From: Fiscal Year 1981-82 General Fund Reserve for Contingency

18 Account No. 70-13-17-00-01-00-07-01 \$7,725.00

19 Total Funds Requested \$7,725.00

20 To: Fiscal Year 1981-82 General Fund Department
21 of Law

22 Account No. 70-01-24-00-01-00-08-02 \$7,725.00

23 Total Funds Appropriated \$7,725.00

24 ~~Section 2. -- and be it further enacted, that this Act shall take~~
25 ~~effect sixty (60) calendar days from the date it becomes law.~~

26 SECTION 2. AND BE IT FURTHER ENACTED THAT THIS ACT IS HEREBY
27 DECLARED TO BE AN EMERGENCY ACT, NECESSARY TO SETTLE A LEGAL CLAIM
28 AGAINST HARFORD COUNTY, AND SHALL TAKE EFFECT ON THE DATE IT
29 BECOMES LAW.

30 EFFECTIVE: March 18, 1982

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82-12

AS AMENDED

DOUB 7 PAGE 448

BY THE COUNCIL

Read the third time, BILL NO. 82-12 (as amended)

Passed LSD 82-8 (March 9, 1982) (with amendments)~~Failed x of x Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 10th day of March, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

P. J. Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-12 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.C. Liber 7 Folio 446 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 18, 1982

82-12
AMENDED

7 PAGE 449
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-13Introduced by Council President Hardwicke at the
request of the County ExecutiveLegislative Day No. 82-4Date February 2, 1982

AN ACT to repeal and re-enact, with amendments, Section 16-98(b)(4), heading, Negotiation Procedures, of Article 3, heading, Employee Labor Relations, of Chapter 16, heading, Personnel, of the Harford County Code, as amended; to provide that the requirement of advisory arbitration may be waived or modified by express written agreement of the County and the respective employee organization.

By the Council, February 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 2, 1982at: 7:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 2, 1982 and concluded on March 2, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-13

7 450

1 Section 1. Be It Enacted By The County Council of Harford
2 County, Maryland, that Section 16-98, heading, Negotiation
3 Procedures, of Article 3, heading, Employee Labor Relations, of
4 Chapter 16, heading, Personnel, of the Harford County Code, as
5 amended, be, and it is hereby repealed and re-enacted, with
6 amendments, all to read as follows:

7 Chapter 16. Personnel.

8 Article 3. Employee Labor Relations.

9 Section 16-98. Negotiations Procedures.

10 (b)(4) If no agreement is reached by the fifth (5th)
11 day of February, the parties shall submit issues to the American
12 Arbitration Association who shall render a written opinion prior
13 to the first day of March next preceding the beginning of the
14 contract year. Either party may also submit a copy of the find-
15 ings of fact and recommendation of the factfinder along with
16 their recommendations for resolving the issues. The opinion of
17 the arbitrator shall be advisory to both the County and the
18 representative unit. THE REQUIREMENT OF ADVISORY ARBITRATION
19 CONTAINED HEREIN MAY BE WAIVED OR MODIFIED BY EXPRESS WRITTEN
20 AGREEMENT OF THE COUNTY AND THE RESPECTIVE EMPLOYEE ORGANIZATION.

21 Section 2. And Be It Further Enacted, that this Act shall take
22 effect sixty (60) calendar days from the date it becomes law.

23 EFFECTIVE: MAY 4, 1982

24
25 The Secretary of the Council does hereby
26 certify that fifteen (15) copies of this Bill
27 are immediately available for distribution to
28 the public and the press.

29 Angelo Markowski, Secretary
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BOOK 7 PAGE 451
BY THE COUNCIL

Read the third time, BILL NO. 82-13

Passed LSD 82-7 (March 2, 1982) ~~(with amendments)~~

~~Failed to Pass~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 3rd day of March, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date March 5, 1982

BY THE COUNCIL

This Bill (No. 82-13), having been approved by the Executive
and returned to the Council, becomes law on March 5, 1982.

Angela Markowski, Secretary

EFFECTIVE DATE: May 4, 1982

Rec'd & Recorded 1-11 1983 at 1:00 P.M.
HBC Liber 7 Folio 449 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-14 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the County Executive and Council Members Hardwicke, Spry & Schafer

Legislative Day No. 82-7 Date March 2, 1982

AN ACT to repeal, in its entirety, Harford County Ordinance Number 6, as amended, heading, Harford County Zoning Ordinance; and to repeal all Zoning District Maps adopted pursuant to Ordinance Number 6, as amended; and to enact new Article II, heading, Zoning Code, to stand in lieu of the repealed ordinance, articles, to be added to Chapter 25, heading, Zoning, of the Harford County Code, as amended; to provide for a zoning code which governs the use of land within the corporate boundaries of Harford County; to provide for penalties for violation of the Zoning Code; to provide for administration of the Zoning Code and the establishment of procedures for the operation of the County Board of Appeals; to provide for the adoption of zoning districts and a zoning map; to provide for certain definitions; to provide that Zoning Districts be governed by certain general provisions; to authorize the use of certain exceptions to the provisions of the Zoning Code; and generally relating to the establishment of Zoning regulations and zoning maps in Harford County, Maryland.

By the Council, March 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled on: April 1, 1982 - Aberdeen Senior High School
on: April 8, 1982 - Southampton Middle School
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 1, 1982 and concluded on April 8, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland, that Ordinance Number 6, as amended, heading, Harford*
3 *County Zoning Ordinance, and all zoning maps established pursuant*
4 *to Ordinance Number 6, as amended, be, and they are hereby*
5 *repealed in their entirety, and that new Article II, heading,*
6 *Zoning Code, be, and it is hereby added to Chapter 25, heading,*
7 *Zoning, to stand in lieu of the repealed laws and regulations,*
8 *all to read as follows:*

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1 ARTICLE II. ZONING CODE.

2 SECTION 25-2. GENERAL PROVISIONS.

3 SECTION 25-2.1. TITLE.

4 This Article shall be known and cited as the Harford County
5 Zoning Code. The Zoning Code shall include the text and
6 regulations, the official zoning maps and any amendments
7 thereto.

8 SECTION 25-2.2. LEGISLATIVE AUTHORITY.

9 This Code is adopted pursuant to Article 25A of the
10 Annotated Code of Maryland and the Charter. The zoning maps of
11 the County shall be the comprehensive County-wide maps adopted by
12 legislative action simultaneously herewith or subsequent hereto.

13 SECTION 25-2.3. PURPOSE.

14 The purpose of this law is to promote the health, safety,
15 morals, and general welfare of the community, by regulating the
16 height, number of stories, size of buildings and other
17 structures, the percentage of lot that may be occupied, the size
18 of lots, yards, and other open spaces, and the location and use
19 of buildings, structures and land for business, industrial,
20 residential and other purposes. This law is enacted to support
21 the Master Plan and designed to control traffic congestion in
22 public roads; to provide adequate light and air; to promote the
23 conservation of natural resources, including the preservation of
24 productive agricultural land; to facilitate the construction of
25 housing of different types to meet the needs of the County's
26 present and future residents; to prevent environmental pollution;
27 to avoid undue concentration of population and congestion; to
28 facilitate the adequate provision of transportation, water,
29 sewerage, schools, recreation, parks, and other public
30 facilities; to give reasonable consideration, among other things,
31 to the character of each district and its suitability for
32 particular uses, with a view to conserving the value of buildings

1 and encouraging the orderly development and the most appropriate
2 use of land throughout the County; to secure safety from fire,
3 panic, and other danger; and to conserve the value of property.

4 SECTION 25-2.4. DEFINITIONS.

5 For purposes of this Code, the following words and phrases
6 shall have the meanings provided below:

7 (1) ABANDON. To relinquish the right to use or to cease a
8 use of property without the intention to either transfer rights
9 in the property or to resume the use thereof.

10 (2) ABUT. To physically touch, border upon or share a
11 common property line.

12 (3) ACCESS. An unobstructed way or means of approach to
13 provide entry to or exit from a property.

14 (4) ACCESSORY STRUCTURE OR USE. A structure or use of land,
15 or portion thereof, customarily incidental and subordinate to the
16 principal use of the land or building and located on the same lot
17 or parcel of land with such principal use.

18 (5) AGRICULTURE. The production, keeping or maintenance,
19 for sale or lease of plants and animals, including but not
20 limited to: fish hatcheries, forages and sod crops; grains and
21 seed crops; dairy animals and dairy products, poultry and poultry
22 products; livestock, including beef cattle, sheep, swine, horses,
23 ponies, mules, or goats, or any mutations or hybrids thereof,
24 including the breeding and grazing of any or all of such animals;
25 bees and apiary products; fur animals, trees and forest products;
26 fruits of all kinds, including grapes, nuts and berries;
27 vegetables; nursery, floral, ornamental and greenhouse products;
28 and the necessary accessory uses for processing, packing,
29 treating or storing of agricultural products and the maintenance
30 of farm equipment.

31 (6) AGRICULTURAL RETAIL. Sales of agricultural products,
32 accessory to an agricultural use.

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1 (7) AGRICULTURAL SERVICES. Uses which serve or support
2 agriculture, including farm equipment service, auction sales of
3 animals, feed and grain mills, farmers' co-ops and agricultural
4 products processing, animal hospitals and veterinary clinics.

5 (8) ALLEY. A service way providing a secondary means of
6 access to abutting property and not primarily intended for public
7 access.

8 (9) ANIMAL UNIT. The unit of measurement used by the
9 University of Maryland Agricultural Extension Service to
10 establish animal equivalents.

11 (10) ARCADE. A structure housing three (3) or more
12 commercial mechanical or electronic devices used for amusement.

13 (11) ASSEMBLY HALL. See Community Center.

14 (12) BASEMENT. A story having one-half or more of its floor
15 to ceiling height below the average level of the adjoining ground
16 and with a floor to ceiling height of not less than six and
17 one-half feet.

18 (13) BOARD OF APPEALS OR BOARD. The administrative body of
19 the County vested and charged with the power set forth in this
20 Code.

21 (14) BOARDING HOMES OR TOURIST HOMES. A building in which
22 lodging or meals are provided for compensation to three (3) or
23 more guests on a permanent or temporary basis.

24 (15) BUFFERYARD. A portion of a lot included within
25 setbacks, and improved with plantings, earth berms, or fences.

26 (16) BUILDING. Any structure having a roof supported by
27 columns or walls and intended for the shelter, housing, storage
28 or enclosure of any individual, animal, process, equipment, goods
29 or materials of any kind or nature.

30 (17) BUILDING COVERAGE. That portion of a lot which is
31 covered by buildings.

32 (18) BUILDING HEIGHT. The vertical distance of a building

1 or structure measured from the average contact grade to the
2 highest point of the roof.

3 (19) BUILDING LINE. The line which is located at the front
4 yard setback of a lot and at which the required lot width for the
5 district is met.

6 (20) BUILDING, PRINCIPAL. Any building which serves a
7 principal permitted use. Any buildings or structures attached to
8 the principal building, either directly or by breezeway shall be
9 considered part of the principal building.

10 (21) BUSINESS SERVICES. Establishments primarily engaged in
11 rendering services to businesses on a fee or contract basis
12 including actuarial services, advertising services, blueprinting
13 and photocopying, catering, credit reporting and collection
14 services, data processing, detective and protection services,
15 direct mail advertising, disinfecting and exterminating,
16 duplicating and publishing, employment agencies and services,
17 janitorial services, motion picture distribution services, office
18 or business equipment rental and leasing, photofinishing,
19 secretarial or stenographic, tag and title service,
20 telecommunications and window cleaning.

21 (22) CHANGE OF USE. Any use which differs substantially from
22 the previous use of a building or land.

23 (23) CLINIC. A place for the treatment of out-patients by
24 three (3) or more health professionals in group practice.

25 (24) COMMERCIAL AMUSEMENT AND RECREATION. Establishments
26 providing commercial amusement, entertainment or recreation
27 including arcades, bowling alleys, gymnasiums, health clubs,
28 martial arts clubs and schools, miniature golf courses, nautilus
29 clubs, pool halls, skating rinks, tennis and racquet ball clubs.

30 (25) COMMUNITY CENTER. A building which has a permitted
31 capacity in excess of one hundred and fifty (150) people, is used
32 for recreational, social, educational, cultural or religious

1 activities and is owned and operated by a public or non-profit
2 organization.

3 (26) COMMERCIAL VEHICLE. Any motor vehicle, trailer or
4 semi-trailer designed or used to carry freight, passengers for a
5 fee or merchandise in the furtherance of any commercial
6 enterprise and having a gross vehicle weight over ten thousand
7 (10,000) pounds.

8 (27) CONSTRUCTION SERVICES AND SUPPLIERS. The performance of
9 work by, or furnishings of supplies to, members of the building
10 trades; including building contractors; carpentry and wood
11 flooring services; electrical services; energy systems service
12 and products; general contracting; masonry, stonework,
13 tilesetting and plastering services; plumbing, heating and air
14 conditioning services; roofing and sheet metal services; and
15 septic tanks sales, service and installation.

16 (28) CONTIGUOUS. Parcels of land which abut or are in close
17 proximity to one another.

18 (29) CONVENIENCE GOODS STORES. Retail establishments of less
19 than seven thousand five hundred (7,500) gross square feet which
20 accommodate neighborhood needs, including retail bakeries, candy,
21 nut and confection shops, dairy products stores, delicatessens,
22 doughnut shops, drug stores, fruit and vegetable stores, meat and
23 fish stores, and grocery and food stores.

24 (30) COTTAGE HOUSE. A temporary second dwelling on a single
25 residential lot subject to Board approval as a Special Exception.

26 (31) COUNTRY INN. An historic building used for the lodging
27 of three (3) or more transients and managed by an owner or
28 resident.

29 (32) COURT. A fully or partially enclosed area which admits
30 unobstructed light and air, bounded on two (2) or more sides by
31 buildings.

32 (33) CREAMERY. An establishment in which dairy products are

1 processed and produced, including incidental retail sales.

2 (34) DAY CARE CENTER. A facility operated for the purpose of
3 providing non-residential group care for five (5) or more
4 unrelated minor or dependent persons.

5 (35) DENSITY. The number of dwelling units per unit of land.

6 (36) DENSITY, GROSS. The density computed by reference to
7 all land within the boundaries of a particular parcel.

8 (37) DEVELOPMENT. The construction, reconstruction,
9 conversion, erection, alteration, relocation or enlargement of
10 any building or structure; any mining, excavation or landfill;
11 and any land disturbance in preparation for any of the above.

12 (38) DWELLING. A building or portion thereof used primarily
13 for human habitation or, where applicable, a single dwelling unit
14 within such building.

15 (39) DWELLING, ATTACHED. A dwelling unit attached to one (1)
16 or more dwelling units by walls or roof.

17 (40) DWELLING, DETACHED. A dwelling unit which is not
18 attached to any other dwelling by any means.

19 (41) DWELLING, DUPLEX. A building on a single lot containing
20 two (2) dwelling units located one above the other which do not
21 share a common entry.

22 (42) DWELLING, GARDEN APARTMENT. A building containing four
23 (4) or more dwelling units off a common entry with no more than
24 three (3) stories.

25 (43) DWELLING, HIGH-RISE APARTMENT. A building containing
26 eight (8) or more dwelling units with six (6) or more stories
27 and a common entry.

28 (44) DWELLING, LOT LINE. A building on a single lot
29 containing one (1) dwelling unit, located with one (1) side on or
30 near one (1) side lot line and designed to orient interior living
31 space to the other three (3) yards.

32 (45) DWELLING, MID-RISE APARTMENT. A building containing

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1 eight (8) or more dwelling units off a common entry with four (4)
2 or five (5) stories.

3 (46) DWELLING, MULTIPLEX. A building containing three (3) or
4 more attached dwelling units having common walls or roof and a
5 separate entry for each unit.

6 (47) DWELLING, PATIO, ATRIUM OR COURT. A building containing
7 two (2) or more attached dwelling units of one (1) story sharing
8 common walls and designed to orient interior living space to a
9 court or private open space with each unit on a separate lot.

10 (48) DWELLING, ROW DUPLEX. A duplex dwelling which shares
11 one (1) or more common walls with other duplex or townhouse
12 dwellings.

13 (49) DWELLING, SEMI-DETACHED. A building containing two (2)
14 attached dwelling units which share a common wall at the lot line
15 and which are on separate lots.

16 (50) DWELLING, SINGLE FAMILY DETACHED. A building containing
17 one (1) dwelling unit on one (1) lot and detached from any other
18 dwelling.

19 (51) DWELLING, TOWNHOUSE. A building containing three (3) or
20 more attached dwelling units in a row having access from the
21 front and rear of the dwelling.

22 (52) DWELLING UNIT. A dwelling designed for one (1) or more
23 individuals who function as a single household unit or family.

24 (53) DWELLING UNIT, EFFICIENCY. A dwelling unit consisting
25 of not more than one (1) habitable room together with kitchen or
26 kitchenette and sanitary facilities.

27 (54) EGRESS. An exit.

28 (55) EXTRACTION. Removal or recovery of soil, rock,
29 minerals, mineral substances or organic substances other than
30 vegetation, from water or land, on or beneath the surface of
31 either, whether exposed or submerged.

32 (56) EXISTING USE. The lawful use of a building, lot or

1 structure at the time of the enactment of this Code.

2 (57) FAMILY. One (1) or more individuals occupying a
3 dwelling unit and functioning as a single housekeeping unit,
4 except that more than eight (8) unrelated individuals occupying a
5 dwelling unit constitutes a group home.

6 (58) FARMERS CO-OP. An enterprise which is collectively
7 owned by a group of farmers, operated for their mutual benefit
8 and provides goods or services in support of agricultural
9 activities.

10 (59) FENCE. An artificially constructed barrier of any
11 material or combination of materials erected to enclose or screen
12 areas of land.

13 (60) FLOOD PLAIN. The channel and a contiguous area of a
14 stream, river or other water body which has been or may
15 reasonably expect to be flooded by flood waters with an average
16 frequency of occurrence on the order of once every one hundred
17 (100) years.

18 (61) FLOOR AREA, GROSS. The sum of the gross horizontal
19 areas of all floors of a building measured from the exterior face
20 of exterior walls, or from the center line of a wall separating
21 two buildings, but not including interior parking spaces, loading
22 space for motor vehicles, or any space where the floor-to-ceiling
23 height is less than six feet.

24 (62) FORESTRY. The clearing or harvesting of forested or
25 wooded areas, including temporary logging and milling operations,
26 selective cutting or clearing for commercial purposes.

27 (63) FRONTAGE. That portion of a lot which abuts a road.

28 (64) GARAGE. A building or part thereof, used or intended to
29 be used for the parking and storage of motor vehicles.

30 (65) GENERAL MERCHANDISE. Any retail trade use characterized
31 by the sale of bulky items, outside display or storage of
32 merchandise or equipment, such as farm and garden supplies, ice

1 storage houses, lumber and building materials, marine equipment
2 sales and service and stone monument sales.

3 (66) GREENHOUSES AND NURSERIES, COMMERCIAL. A retail
4 business for the cultivation and sale of plants grown on the
5 premises in greenhouses or as nursery stock and accessory items
6 directly related to their care and maintenance such as pots,
7 soil, mulch, fertilizers, insecticides, rakes or shovels.

8 (67) GROUP HOME. A building housing more than eight (8)
9 unrelated individuals operated as a single household with common
10 cooking and eating facilities.

11 (68) GROUP PARKING. A hard surfaced area designed to provide
12 parking for three (3) or more dwelling units, for business uses
13 requiring more than ten (10) parking spaces or any other parking
14 area designed for twenty (20) or more motor vehicles.

15 (69) HEALTH SERVICES. The provision of medical, surgical,
16 dental and other health services to individuals, including
17 medical out-patient clinics, medical laboratories, dental
18 clinics, dental laboratories, hospital supplies and opticians.

19 (70) HISTORIC DISTRICT. An area designated as an historic
20 district by the County.

21 (71) HISTORIC SITE. A parcel of land of historical or
22 cultural significance, eligible for designation on the National
23 or State Register of Historic Places or as a Harford County
24 Landmark.

25 (72) HISTORIC STRUCTURE OR BUILDING. A structure of
26 historical, cultural or architectural significance which is
27 eligible for designation on the National or State Register of
28 Historic Places or as a Harford County Landmark.

29 (73) HOME OCCUPATION. Any business activity regularly
30 conducted by a resident as an accessory use within the dwelling
31 or an accessory building which meets the standards specified in
32 this Code for such use.

1 (74) HOMEOWNERS ASSOCIATION. An association or other legal
2 entity comprised of owners of land or houses organized to own,
3 operate or maintain open space or facilities used in common by
4 such owners.

5 (75) HOSPITAL. An institution providing in-patient and
6 out-patient primary health care services, medical or surgical
7 care to persons suffering from illness, disease, injury,
8 deformity and other abnormal physical or mental conditions, and
9 including, as an integral part of the institution, related
10 activities such as laboratories or training facilities.

11 (76) HOTEL. A building offering transient lodging
12 accommodations to the general public which may provide as
13 accessory uses restaurants, meeting rooms, and recreation
14 facilities.

15 (77) HOUSING FOR THE ELDERLY. A building which is designed
16 for the needs of elderly persons and which is subject to
17 management or other legal restrictions that require at least
18 eighty (80) percent of the units in the project shall be occupied
19 by households of persons aged 62 or over.

20 (78) IMPACT NOISE. Transient pulses of noise either repeated
21 or as individual noises.

22 (79) IMPERVIOUS SURFACE. Any surface covered by material
23 which prevents the infiltration of water.

24 (80) INGRESS. An entry.

25 (81) INTERSECTION. The crossing of two (2) or more roads at
26 grade.

27 (82) JUNK. Any scrap, waste, reclaimable material or debris,
28 either stored or used in conjunction with dismantling,
29 processing, salvage, storage, bailing, disposal or other use or
30 disposition.

31 (83) JUNK OR SALVAGE YARD. Any land or structure used for a
32 salvaging operation, including but not limited to the storage and

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1 sale of junk or the collection, dismantlement, storage or salvage
2 of three (3) or more untagged or inoperative motor vehicles, but
3 excluding wrecked motor vehicles stored for a period of not more
4 than ninety (90) days.

5 (84) KENNEL. Any establishment, not part of an agricultural
6 use, in which six (6) or more domestic animals such as cats,
7 dogs, and other pets, more than six (6) months old are kept,
8 groomed, bred, boarded, trained, or sold.

9 (85) LANDSCAPING. The improvement of property with lawns,
10 trees, plants and other natural or decorative features.

11 (86) LOT. A designated area of land established by plat,
12 subdivision, or as otherwise permitted by law, to be used,
13 developed or built upon as a unit.

14 (87) LOT, ADJACENT RESIDENTIAL. A lot which abuts another
15 lot or parcel of land and is either within a residential district
16 or is a lot of two (2) acres or less intended for residential
17 use.

18 (88) LOT AREA. The total area within the lot lines of a lot,
19 excluding any road right-of-way or reservation.

20 (89) LOT, CORNER. A lot abutting upon two (2) or more roads
21 at their intersection, or upon two (2) parts of the same road
22 forming an interior angle of less than 135 degrees and having no
23 rear lot line or yard.

24 (90) LOT FRONTAGE. The length of the frontage.

25 (91) LOT, MINIMUM AREA OF. The smallest area established by
26 this Code on which a use, structure, or building may be located
27 in a particular district.

28 (92) LOT, THROUGH. A lot which fronts upon two (2) parallel
29 roads or which fronts upon two (2) roads which do not intersect
30 at the boundary of the lot and which has no rear lot line.

31 (93) LOT WIDTH. The horizontal distance between the line of
32 a lot measured at right angles to its depth along a straight line

1 parallel to the front lot line at the minimum required building
2 setback line.

3 (94) LOT LINE. A line of record bounding a lot which divides
4 one lot from another lot or from any road right-of-way or from
5 any other public space.

6 (95) LOT LINE, FRONT. The lot line separating a lot from a
7 road right-of-way.

8 (96) LOT LINE, REAR. The lot line opposite and most distant
9 from the front lot line. In the case of triangular or otherwise
10 irregularly shaped lots, a line at least ten (10) feet in length
11 entirely within the lot, parallel to and at a maximum distance
12 from the front lot line. In the case of corner and through lots,
13 no rear lot line need be established.

14 (97) LOT LINE, SIDE. Any lot line other than a front or rear
15 lot line.

16 (98) LOW AND MODERATE INCOME HOUSING. Housing which is
17 categorized as for low or moderate income families by the U.S.
18 Department of Housing and Urban Development or an appropriate
19 state agency.

20 (99) MANUFACTURED HOMES. A manufactured building or portion
21 of a building designed for a long-term residential use which is
22 transported in part or whole to the site and rests on a permanent
23 foundation. This includes a mobile home which rests on a
24 permanent foundation.

25 (100) MASTER PLAN. The Master Plan of the County adopted in
26 accordance with Sections 701 and 702 of the Charter.

27 (101) MOBILE HOME. A structure, transportable in one or more
28 sections, which is at least 8 feet in width and 32 feet in
29 length, which is built on a permanent chassis and designed to be
30 used as a dwelling unit, with or without a permanent foundation
31 when connected to the required utilities.

32 (102) MOBILE HOME DEVELOPMENTS. A parcel of land used,

1 designed, developed and maintained in accordance with the Special
2 Development Regulations of this Code to accommodate four (4) or
3 more mobile homes for long-term residential occupancy by rental
4 of space or lot ownership.

5 (103) MOTEL. See Hotel.

6 (104) MOTOR VEHICLE. A self-propelled, free-moving vehicle
7 with two (2) or more wheels primarily for conveyance on a road.

8 (105) MOTOR VEHICLE RECREATION. The use of land for vehicle
9 racing involving automobiles, motorcycles, tractors, trucks or
10 other self-propelled vehicles.

11 (106) NONCONFORMING USE. A use which was lawful prior to
12 adoption or amendment of this Code, but which fails, by reason of
13 such adoption or amendment, to conform to the present
14 requirements of the district in which it is located.

15 (107) NONCONFORMING BUILDING OR STRUCTURE. A building or
16 structure the size, dimension or location of which was lawful
17 prior to the adoption or amendment of this Code, but which fails
18 by reason of adoption or amendment of this Code to conform to the
19 present requirements of the district.

20 (108) NONCONFORMING LOT. A lot which was legally subdivided
21 and recorded among the County land records prior to adoption, or
22 amendment of this Code and which after adoption or amendment of
23 this Code, fails to comply with the dimensional requirements of
24 this Code.

25 (109) NURSING HOME. A facility devoted primarily to the long-
26 term treatment and care of persons suffering from illness,
27 diseases, deformities or injuries who do not require extensive or
28 intensive care such as normally provided in a general or other
29 specialized hospital.

30 (110) OPEN SPACE. Any area of land or water set aside,
31 dedicated, designed or reserved for public or private use or
32 enjoyment, or for the use and enjoyment of owners and occupants

1 of land adjoining or neighboring such open space.

2 (111) OVERLAY ZONE. Special mapped districts including
3 Agricultural Land Preservation District, Flood Plain District,
4 Historic District and Natural Resource District which are subject
5 to supplementary regulations or requirements for development.

6 (112) PANHANDLE LOT. A lot with the appearance of a "frying
7 pan" or "flag and staff" in which the handle is most often used
8 as the point of access to a road.

9 (113) PARCEL. Any contiguous area, site or portion of land
10 under common ownership.

11 (114) PARKING AREA. An area, other than sales lots,
12 permanently surfaced and designed for the parking of three (3) or
13 more motor vehicles and available to the public either for a fee
14 or as an accommodation to clients or customers.

15 (115) PERMANENT FOUNDATION. A concrete or masonry foundation
16 forming a complete enclosure under the exterior walls of the
17 building upon which the building rests.

18 (116) PERSONAL SERVICES. Services rendered to an individual
19 including beauty and barber shops, clothing alterations, dance
20 and music studios, diaper services, fur repair and storage
21 services, interior decorating, laundromats, linen supply,
22 photography studios, rug cleaning and repair services (in home
23 cleaning), shoe repair services, watch and jewelry repair
24 services.

25 (117) PLANNED RESIDENTIAL DEVELOPMENT. A residential project
26 which incorporates or combines reduced lot and area requirements
27 with open space use of a substantial portion of the remaining
28 land and designed, developed and maintained in accordance with
29 the special development regulations of this Code.

30 (118) PROFESSIONAL SERVICES. The service by members of any
31 profession, including but not limited to accountants, architects,
32 chiropractors, dentists, doctors, engineers, lawyers,

1 optometrists, osteopaths or social workers.

2 (119) PUBLIC UTILITY FACILITIES. A utility facility owned by
3 a governmental agency or private organization, maintained and
4 operated for benefit of the general public but excluding highway
5 maintenance facilities, sewage treatment plants, and solid waste
6 transfer stations, electrical transmission lines of sixty-nine
7 (69) kilovolts or greater, microwave facilities and interstate
8 and intrastate pipelines.

9 (120) RECREATIONAL VEHICLE. A vehicular-type portable
10 structure without permanent foundation, which can be towed,
11 hauled, or driven and which is primarily designed as temporary
12 living accommodation for recreational, camping, and travel use
13 including travel trailers, truck campers, camping trailers and
14 self-propelled motor homes.

15 (121) REPAIR SHOP, AUTOMOTIVE. Any building, premises and
16 land in which or upon which a business, service or industry
17 involving the maintenance, servicing, repair or painting of motor
18 vehicles is conducted or rendered.

19 (122) RESORT. A facility for three (3) or more transients,
20 which provides special recreational amenities or is designed for
21 access to a unique natural amenity for the recreation or
22 relaxation of the users and not primarily oriented to single
23 night lodging.

24 (123) RIGHT-OF-WAY. A strip of land acquired by reservation,
25 dedication, prescription or condemnation and intended to be
26 occupied by a road, crosswalk, railroad, electric transmission
27 lines, oil or gas pipeline, water line, sanitary storm sewer and
28 other similar uses.

29 (124) ROAD. A right-of-way which has been improved and is
30 intended for motor vehicle traffic and provides the principal
31 means of access to property.

32 (125) ROAD, ARTERIAL. A road which carries the major portion

1 of the traffic entering and leaving an area of the County.

2 (126) ROAD, COLLECTOR. A road which provides for principal
3 internal movements at low to moderate operating speeds within
4 residential neighborhoods, business or industrial districts and
5 which is a primary means of circulation between adjacent
6 neighborhoods; which functions to distribute traffic from
7 arterials to local and other collector roads and collects traffic
8 from local roads and channels it into the arterial system.

9 (127) ROAD, LOCAL. A road which primarily provides direct
10 access to abutting property. Overall operating speeds are low in
11 order to permit frequent stops or turning movements to be made
12 with maximum safety.

13 (128) SANITARY LANDFILL. A site for solid waste disposal
14 based on sanitary engineering design and operated under approval
15 of a government agency.

16 (129) SETBACK. A line which is a required minimum distance
17 from the road right-of-way or any lot line that establishes the
18 area within which principal buildings or structures must be
19 erected or placed.

20 (130) SHOPPERS' MERCHANDISE. Commodities which tend to be
21 purchased on a comparison basis, including apparel and
22 accessories, automobile supplies, business equipment sales and
23 service, china and glassware, commercial art, communications
24 equipment sales and service, draperies, fabrics and reupholstery,
25 floor coverings, furniture, hardware, home appliances and
26 furnishings, luggage and leather goods, musical instruments and
27 supplies, paint and wall coverings, party supplies, photographic
28 equipment sales and service, radios, records and tapes,
29 second-hand merchandise, sporting goods, television and stereo
30 sales and service, toys and games shops. Establishments
31 commonly referred to as catalog showrooms, department stores,
32 discount stores, variety stores and supermarkets shall be

1 regulated as Shoppers' Merchandise.

2 (131) SHOPPING CENTER. A concentrated grouping of retail and
3 service uses designed, developed and managed as an integral
4 entity providing common vehicle access and group parking.

5 (132) SPECIAL DEVELOPMENT REGULATIONS. The provisions of this
6 Code which apply to the following types of development:
7 Conventional Development with Open Space (COS), Planned
8 Residential Developments (PRD), Integrated Community Shopping
9 Centers (ICSC) and Mobile Home Developments (MHD).

10 (133) SPECIAL EXCEPTION. A use which may be permitted by the
11 Board in a particular district only upon showing that such use in
12 a specified location will comply with all the conditions and
13 standards for the location or operation of such use as specified
14 in this Code.

15 (134) SPECIALTY SHOPS. A retail store which carries only one
16 type of inter-related goods, including book stores, candle shops,
17 cosmetic shops, florist shops, gift shops, hobby and craft supply
18 shops, import shops, jewelry shops, key shops, newspaper and
19 magazine shops, novelty shops, pet shops, photographic shops,
20 souvenir shops, stationery shops, tack shops, tobacco shops, and
21 wine and cheese shops.

22 (135) STABLES, PRIVATE. Accessory structure to the principal
23 residential use that shelters horses for the exclusive use of the
24 residents of the premises.

25 (136) STORY. That portion of a building between the surface
26 of any floor and the surface of the floor next above it, or, if
27 there be no floor above it, then the space between the floor and
28 the ceiling next above it, including basements.

29 (137) STREET. See Road.

30 (138) STRUCTURE. A combination of materials to form a
31 construction for use, occupancy, or ornamentation, whether
32 installed on, above, or below the surface of land or water.

1 (139) TEMPORARY USE. A use permitted for a fixed period of
2 time as specified in this Code with the intent to discontinue
3 such use upon the expiration of a period of time, or a use which
4 occurs on a periodic basis and is not continuous.

5 (140) TENANT HOUSE. A dwelling unit located on agricultural
6 property that is used either for occupancy by immediate members
7 of the family owning or operating the agricultural use or by
8 employees engaged in agricultural activities on the property.

9 (141) USE. The purpose or activity for which land, buildings
10 or structures are designed, arranged, or intended, or for which
11 land, buildings or structures are occupied or maintained.

12 (142) USE, BUSINESS. Any use listed on Table I, Principal
13 Permitted Uses, under the categories of Amusements, Motor Vehicle
14 and Related Services, Retail Trade, Services, or Transportation,
15 Communications and Utilities (TCU).

16 (143) USE, INDUSTRIAL. Any use listed on Table I, Principal
17 Permitted Uses, under the categories of Industrial Uses, or
18 Warehousing, Wholesaling and Processing.

19 (144) USE, INSTITUTIONAL. Any use listed on Table I,
20 Principal Permitted Uses, under the category of Institutional
21 Uses.

22 (145) USE, PRINCIPAL. The primary or predominate use of any
23 lot.

24 (146) USE, RESIDENTIAL. Any dwelling unit or use listed on
25 Table I, Principal Permitted Uses under the category Residential
26 Uses.

27 (147) VARIANCE. A departure from the terms of this Code
28 authorized pursuant to the provisions of this Code.

29 (148) YARD. An open area between a lot line and the setback
30 line within which no structures shall be located except as
31 provided by this Code.

32 (149) YARD, FRONT. A yard extending the full width of the

1 lot, which includes the area between the front building setback
2 and the road right-of-way.

3 (150) YARD, REAR. A yard extending across the full width of
4 the lot between the rear building setback line and the rear lot
5 line.

6 (151) YARD, SIDE. A yard extending from the front yard to the
7 rear yard between the side building setback line and the side lot
8 line.

9 (152) ZONING CASE. Any matter brought before the Board under
10 the provisions of this Code.

11 (153) ZONING CERTIFICATE. An approval issued by the Zoning
12 Administrator pursuant to Section 25-3.2 of this Code.

13 (154) ZONING DISTRICT OR DISTRICT. An area within the County
14 within which certain zoning regulations apply.

15 SECTION 25-2.5. APPLICATION.

16 This Code shall apply to all lands, structures, buildings,
17 properties and their uses within the territorial limits of the
18 County, including land owned or leased by the County, and outside
19 the incorporated towns or municipalities therein and to all
20 owners of land, the tenants or occupants thereof, including land
21 owned by municipal corporations, counties, and state and local
22 governments.

23 SECTION 25-2.6. CONSTRUCTION OF CODE.

24 (a) The terms and provisions of this Code shall be
25 liberally construed to effectuate the general purposes of the
26 Code as set forth in Section 25-2.3. In addition to rules
27 applicable generally to the construction of zoning ordinances and
28 codes, and the interpretation requirements of the Harford County
29 Code, the following rules of construction shall apply to the text
30 of this Code:

31 (1) The particular shall control the general.

32 (2) In case of conflict between the text of this Code and

1 any caption, illustration, summary table, or illustrative table,
2 the text shall control.

3 (3) The phrase "used for" includes "arranged for, designed
4 for, intended for, maintained for, or occupied for."

5 (4) The word "person" includes an individual, sole
6 proprietorship, corporation, partnership, or incorporated
7 association and any recognized legal entity.

8 (5) Unless it is plainly evident from the context that a
9 different meaning is intended, in a regulation which involves two
10 (2) or more items, conditions, provisions, or events connected by
11 the conjunction "and . . . or", or "either . . . or," the use of
12 the conjunction is defined as follows:

13 (A) "And" means that all the connected items,
14 conditions, provisions, and events apply together and not
15 separately.

16 (B) "Or" means that the connected items, conditions,
17 provisions, or events apply separately or in any combination.

18 (C) "Either . . . or" means that the connected items,
19 conditions, provisions or events shall apply separately but not
20 in combination.

21 (6) The word "includes" or "including" does not limit a
22 term to the specified examples, but is intended to extend the
23 term's meaning to all other instances or circumstances of
24 similar, kind or character.

25 (7) When a term is defined in the County subdivision
26 regulations or the County building code, as noted in this
27 Code, it shall have the meanings specified in the subdivision
28 regulations or building code unless specifically defined in this
29 Code.

30 (8) The word "County" means Harford County, Maryland. The
31 word "State" means the State of Maryland. The term "Charter"
32 refers to the Harford County Charter approved by the voters of

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1 the County and all amendments thereto.

2 (9) The terms County Council, Board of Appeals, Director of
3 Planning, Planning Advisory Board, County Attorney, Zoning
4 Administrator, Health Officer, and Sediment Control Inspector
5 means the respective council, boards, officers and department
6 heads of the County.

7 (10) Throughout this Code, all words, other than the terms
8 specifically defined herein, shall have the meaning inferred from
9 their context in this Code and their commonly accepted
10 definitions.

11 (b) The provisions of this Code shall be held to be minimum
12 requirements. Where this Code imposes a greater restriction than
13 is imposed or required by other provisions of law or other rules,
14 regulations, ordinances or by private restrictions, the
15 provisions of this Code shall control.

16 (c) Notwithstanding the provisions of this Code, any
17 development shall be subject to the provisions of the Subdivision
18 Regulations and any other activity requiring the issuance of a
19 permit, license, grant or approval shall be subject to the
20 applicable law.

21 (d) The purpose clauses noted herein are for guidance only.
22 In the event that any purpose clause conflicts with the specific
23 provisions of this Code, the specific provisions shall control.

24 SECTION 25-3. ADMINISTRATION, AMENDMENT AND ENFORCEMENT.

25 SECTION 25-3.1. ZONING ADMINISTRATOR.

26 (a) The Office of Zoning Administrator is hereby
27 established. The Director of Planning shall be the Zoning
28 Administrator.

29 (b) The Zoning Administrator or his duly authorized
30 designee shall be vested and charged with the power and duty to:

31 (1) Receive and review complete applications under
32 the provisions of this Code for transmittal and recommendation to

1 the Board.

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2 (2) Issue Zoning Certificates pursuant to the
3 provisions of this Code and suspend or revoke any Zoning
4 Certificate upon violation of any of the provisions of this Code
5 or any approvals granted hereunder subject to the requirements of
6 this Code.

7 (3) Conduct inspections and surveys to determine
8 whether a violation of this Code exists.

9 (4) Seek criminal or civil enforcement for any
10 provision of this Code and take any action on behalf of the
11 County, either at law or in equity to prevent or abate any
12 violation or potential violation of this Code.

13 (5) Render interpretations upon written request of an
14 interested person whose property may be affected as to the
15 applicability of the Code to particular uses and its application
16 to the factual circumstances presented.

17 (6) Design and distribute applications and forms
18 required by this Code requesting information which is pertinent
19 to the requested approval.

20 (7) Perform such duties as are necessary for the
21 proper enforcement and administration of this Code.

22 (c) The Zoning Administrator and his duly authorized agents
23 shall have the right to enter and inspect, with the permission of
24 the owner or occupant, any structure or land in order to verify
25 that the structure or land complies with the provisions of this
26 Code. Should the owner or occupant deny such entry, the Zoning
27 Administrator may seek relief from a court of competent
28 jurisdiction to permit such right.

29 (d) Any person may file a complaint with the Zoning
30 Administrator alleging a violation of this Code. The Zoning
31 Administrator shall investigate and determine as a matter of fact
32 whether a violation has occurred.

1 (e) Any decision of the Zoning Administrator shall be in
2 writing and shall be subject to appeal to the Board by any
3 aggrieved person within twenty (20) days of the date of the
4 decision.

5 SECTION 25-3.2. ZONING CERTIFICATES.

6 (a) It shall be unlawful for any owner, tenant, licensee,
7 or occupant to initiate development of, change the use of, or
8 commence a new use of any lot or structure, except agricultural
9 uses or structures, in whole or in part without first obtaining a
10 Zoning Certificate issued by the Zoning Administrator in
11 accordance with the provisions of this Code. Zoning Certificates
12 shall be required for such accessory and temporary uses as are
13 enumerated in this Code. All applications for Zoning
14 Certificates shall be made in writing by the owner or his agent,
15 or the contract purchaser of the property for which the
16 certificate is sought. Zoning Certificates shall not be required
17 for uses lawfully in existence as of the effective date of this
18 Code.

19 (b) An approved and duly issued Zoning Certificate shall
20 indicate that the building or premises or part thereof and the
21 proposed use or modification thereof described in the Zoning
22 Certificate are in conformity with the provisions of this Code.

23 (c) Upon written request from an owner, tenant or contract
24 purchaser, the Zoning Administrator shall issue a Zoning
25 Certificate for any building or lot lawfully existing at the time
26 of the enactment of this Code certifying the extent and nature of
27 the use made of the lot or building and whether such use conforms
28 to the provisions of this law.

29 (d) Every application for a Zoning Certificate shall:

30 (1) Be accompanied by plans, drawn to scale, showing
31 the actual shape and dimensions of the lot to be built upon or to
32 be changed in its use, in whole or in part;

1 (2) Indicate the exact location, size and height of
2 any building or structure to be erected or altered;

3 (3) Indicate the existing and intended use of each
4 building or structure or part thereof;

5 (4) Indicate the number of families or housekeeping
6 units the building is designed to accommodate and, when no
7 buildings are involved, the location of the present use;

8 (5) Indicate the proposed use of the lot; and

9 (6) Provide such other information as may be
10 reasonably required by the Zoning Administrator.

11 (e) Any Zoning Certificate shall be revocable upon written
12 order of the Zoning Administrator, in the event of a failure to
13 comply with the requirements and conditions of this Code or the
14 specific grant, order or approval applicable thereto. Such
15 revocation shall not be effective until after:

16 (1) Notice by certified mail of such proposed
17 revocation has been provided to the holder of the Certificate;

18 (2) A hearing has been held by the Zoning
19 Administrator not less than ten (10), nor more than thirty (30),
20 days from the date of the forwarding of such notice;

21 (3) A final decision has been rendered within ten
22 (10) days of the completion of the hearing.

23 (4) Any Certificate issued on the basis of fraud,
24 mistake or misrepresentation, shall be subject to revocation.

25 (f) Zoning Certificates issued on the basis of approved
26 site plans and applications authorize only the use, arrangement
27 and development set forth in such applications and plans, and no
28 other use, arrangement or development. Use, arrangement or
29 development substantially differing from that authorized, is a
30 violation of this Code and shall be a basis for revocation of the
31 Zoning Certificate.

32 (g) No application shall be accepted by the Zoning

1 Administrator until it has been completed and until all fees
2 established by the County for processing same have been paid in
3 full.

4 SECTION 25-3.3. BOARD OF APPEALS.

5 (a) ESTABLISHMENT. In compliance with the provisions of
6 the Charter, the Board of Appeals is continued. The County
7 Council is hereby designated as the Board of Appeals. The
8 President of the County Council, or in his absence, the Vice
9 President, shall act as Chairman of the Board. Hearings before
10 the Board shall be open to the public and quasi-judicial in
11 nature.

12 (b) POWERS AND DUTIES. The Board shall be vested and
13 charged with all the powers and duties created by this Code
14 including but not limited to the power and duty to:

15 (1) Hear and decide any zoning case brought before
16 the Board and to impose such conditions or limitations as may be
17 necessary to protect the public health, safety and welfare.

18 (2) Adopt rules and regulations governing procedure
19 before the Board consistent with the Charter and this Code.

20 (3) Perform any act, issue any order or adopt any
21 procedure consistent with law applicable to administrative
22 agencies in general and the provisions of this Code.

23 (c) HEARING EXAMINERS. The Board may employ Hearing
24 Examiners to hear zoning cases within the jurisdiction of Board
25 pursuant to procedural rules adopted by the Board. The Hearing
26 Examiner shall have the authority, duty and responsibility to
27 render recommendations in all cases subject to final approval of
28 the Board. Such recommendations shall be consistent with the
29 requirements of Section 25-3.3(h)(Decision of the Board).

30 (d) FILINGS. Applications for variances, interpretations,
31 special exceptions, special developments and reclassification
32 shall be filed with the Zoning Administrator by the property

1 owner, authorized agent or contract purchaser. Appeals from the
2 decision of the Zoning Administrator shall be filed with the
3 Zoning Administrator by the property owner, authorized agent or
4 any person aggrieved.

5 (e) HEARINGS. Proceedings before the Hearing Examiner and
6 the Board shall be quasi-judicial in nature and conducted in
7 accordance with the rules of procedure of the Board in such a
8 manner as to afford the parties due process of law.

9 (f) RECOMMENDATION OF THE HEARING EXAMINER. The
10 recommendation of the Hearing Examiner shall be deemed to be
11 adopted by the Board unless final argument is requested within
12 twenty (20) days from the date of the written recommendation.

13 (g) REQUEST FOR FINAL ARGUMENT. A request for final
14 argument before the Board may be filed by any Board member, the
15 applicant, the People's Counsel, or a person aggrieved who
16 registered as a party to the proceedings before the Hearing
17 Examiner. The People's Counsel, provided that the People's
18 Counsel was a party to the proceedings, shall be deemed to be a
19 person aggrieved and shall have standing to request final
20 argument. Upon filing a request for final argument, the Board
21 shall notify all parties to the proceeding.

22 (h) DECISION OF THE BOARD. The decision of the Board shall
23 be in writing and shall specify findings of fact and conclusions
24 of law. The Board may affirm, reverse, modify or remand the
25 Hearing Examiner's recommendation. In reviewing the
26 recommendation of the Hearing Examiner, the Board shall give
27 consideration to the opportunity of the Hearing Examiner to see
28 and hear the witnesses and to judge their credibility. The Board
29 may specify the circumstances under which additional evidence can
30 be accepted by the Hearing Examiner and may remand the case for
31 determination of limited issues. Decisions of the Board shall be
32 subject to appeal in accordance with the Charter.

1 (i) LIMITATIONS, GUIDES AND STANDARDS. In addition to the
2 specific standards, guidelines and criteria described in this
3 Code, and other relevant considerations, the Board shall be
4 guided by the following general considerations. Notwithstanding
5 any of the provisions of this Code, the Board shall not approve
6 an application if it finds the proposed building, addition,
7 extension of building or use, use or change of use would
8 adversely affect the public health, safety, and general welfare,
9 or would result in dangerous traffic conditions, or jeopardize
10 the lives or property of people living in the neighborhood. The
11 Board may impose conditions or limitations on any approval,
12 including the posting of performance guarantees, with regard to
13 any of the following:

14 (1) The number of persons living or working in the
15 immediate area.

16 (2) Traffic conditions, including facilities for
17 pedestrians, such as sidewalks and parking facilities; the access
18 of vehicles to roads; peak periods of traffic; and proposed roads
19 but only if construction of such roads will commence within the
20 reasonably foreseeable future.

21 (3) The orderly growth of the neighborhood and
22 community and the fiscal impact on the County.

23 (4) The effect of odors, dust, gas, smoke, fumes,
24 vibration, glare and noise upon the use of surrounding
25 properties.

26 (5) Facilities for police, fire protection, sewerage,
27 water, trash and garbage collection and disposal, and the ability
28 of the County or persons to supply such services.

29 (6) The degree to which the development is consistent
30 with generally accepted engineering and planning principles and
31 practices.

32 (7) The structures in the vicinity such as schools,

1 houses of worship, theaters, hospitals and similar places of
2 public use.

3 (8) The purposes set forth in this Code, the Master
4 Plan, and related studies for land use, roads, parks, schools,
5 sewers, water, population, recreation and the like.

6 (9) The environmental impact, the effect on sensitive
7 natural features, and opportunities for recreation and open
8 space.

9 (10) The preservation of cultural and historic
10 landmarks.

11 (j) STAY OF PROCEEDINGS. An appeal stays all proceedings
12 in furtherance of the action appealed from, unless the Zoning
13 Administrator certifies to the Board that by reason of facts
14 stated in the certificate a stay would, in his opinion, cause
15 imminent peril to life or property. In such case, proceedings
16 shall not be stayed otherwise than by restraining order of the
17 Board or a court of competent jurisdiction, on application after
18 notice to the Zoning Administrator and on good cause shown.

19 (k) APPLICATION DISAPPROVED. If the application is
20 disapproved by the Board or is dismissed for failure of the
21 applicant to pay costs, then the Board shall take no further
22 action on another application for substantially the same relief,
23 until after one (1) year from the date of such disapproval or
24 dismissal or any final decision by a court of competent
25 jurisdiction whichever shall last occur. Dismissal for failure
26 to pay costs shall be without prejudice. If an appeal to the
27 Board is perfected and the public hearing date set by the posting
28 of the property and thereafter the applicant withdraws the
29 appeal, the applicant shall be precluded from filing another
30 application for substantially the same relief for six (6) months
31 from date of withdrawal.

32 SECTION 25-3.4. INTERPRETATION OF ZONING MAP. The Board, upon

1 application therefor, after notice to the owners of the
2 properties affected and public hearing, may render
3 interpretations of the boundaries of zoning districts by:

4 (a) Determining the location of a road or lot layout
5 actually on the ground, or as recorded, in comparison to the road
6 and lot lines as shown on the Zoning Maps.

7 (b) Permitting the extension of a district, if the boundary
8 line of a district divides a parcel held in single ownership on
9 the effective date of this law, provided such extension does not
10 exceed one hundred (100) feet beyond the boundary line.

11 (c) Permitting adjustment of any boundary line to conform
12 to topography of the ground; provided such variation does not
13 exceed five hundred (500) feet and is not within three hundred
14 (300) feet from any boundary of the tract.

15 SECTION 25-3.5. VARIANCES.

16 (a) Variances from the provisions or requirements of this
17 Code may be granted if the Board finds that:

18 (1) By reason of the uniqueness of the property or
19 topographical conditions, the literal enforcement of the Code
20 would result in practical difficulty or unreasonable hardship;
21 and

22 (2) The variance will not be substantially detrimental
23 to adjacent properties, or will not materially impair the purpose
24 of this Code or the public interest.

25 (b) In authorizing a variance, the Board may impose such
26 conditions regarding the location, character and other features
27 of the proposed structure or use as it may deem necessary
28 consistent with the purposes of the Code and the laws of the
29 State applicable thereto. No variance shall exceed the minimum
30 adjustment necessary to relieve the hardship imposed by literal
31 enforcement of this Code. The Board may require such guarantee
32 or bond as it may deem necessary, to insure compliance with

conditions imposed.

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(C) If an application for variance is denied, the Board shall take no further action on another application for substantially the same relief until after two (2) years from the date of such disapproval.

25-3.6. ZONING RECLASSIFICATION.

(a) APPLICATION. Any application for a zoning reclassification shall be submitted to the Zoning Administrator and shall include:

- (1) The location and size of the property.
- (2) A title reference or a description by metes and bounds, courses and distance.
- (3) The present zoning classification and the classifications proposed by the applicant.
- (4) The names and addresses of all persons, organizations, corporations, or groups owning land, any part of which lies within five hundred (500) feet of the property proposed to be reclassified as shown on the current assessment records of the State Department of Assessments and Taxation.
- (5) A statement of the grounds for the application including:
 - (A) A statement as to whether there is an allegation of mistake as to the existing zoning and, if so, the nature of the mistake and facts relied upon to support this allegations, and
 - (B) A statement as to whether there is an allegation of substantial change in the character of the neighborhood and, if so, a precise description of such alleged substantial change.
- (6) A statement as to whether, in the applicant's opinion, the proposed classification is in conformance with the Master Plan and the reasons for the opinion.

1 (b) CONCEPT PLAN. A concept plan shall be submitted by the
2 applicant at the time the application is filed. The concept plan
3 shall illustrate the proposed general nature and distribution of
4 land uses but need not include engineered drawings.

5 (c) REVIEW AND RECOMMENDATION.

6 (1) The Zoning Administrator shall prepare a report
7 and recommendation.

8 (2) The Planning Advisory Board shall consider the
9 report of the Zoning Administrator and render its
10 recommendations, if any. The Zoning Administrator shall transmit
11 his report and any recommendations of the Planning Advisory Board
12 to the Hearing Examiner, at least fifteen (15) days prior to the
13 public hearing.

14 SECTION 25-3.7. COMPREHENSIVE ZONING REVIEW.

15 The Director of Planning shall from time to time recommend
16 revisions to the zoning maps and regulations in a comprehensive
17 manner for consideration and adoption by the Council. Proposed
18 revisions or amendment to the zoning maps and regulations shall
19 be prepared after careful review and study by the Department of
20 Planning and Zoning of existing land use and future land use
21 needs based on population, economics, transportation patterns,
22 public facilities and services and other relevant planning
23 factors. The Director of Planning shall prepare proposed
24 revisions and amendments for approval by the County Council to
25 the zoning maps and regulations and submit same to the Planning
26 Advisory Board for its review and comment. A comprehensive
27 zoning map for a substantial part of the County may be considered
28 and adopted by the Council.

29 SECTION 25-3.8. VIOLATIONS AND PENALTIES.

30 (a) Whenever the provisions of this Code have been
31 violated, the Zoning Administrator shall give notice by first
32 class mail to the owner and occupant of the property alleged to

1 be in violation stating the nature of the violation and ordering
2 that any unlawful activity be abated.

3 (b) Any owner, tenant or occupant who uses or permits the
4 use of land, buildings or structures contrary to the provisions
5 of this Code shall be guilty of a misdemeanor and shall be fined
6 not more than five hundred dollars (\$500.00) for each offense.
7 Each day of a continuing violation shall be considered a separate
8 misdemeanor.

9 (c) The County may recover damages in a civil action for
10 violation of this Code and may adopt procedures for the
11 imposition of civil penalties as authorized by State law.

12 (d) In the event of a violation of any of the provisions of
13 this Code or any amendment or supplement thereto, the Zoning
14 Administrator, any adjacent or neighboring property owner or any
15 person who would be specially damaged by such violation, in
16 addition to other remedies provided by law, may institute suit
17 for injunction, mandamus, abatement, or other appropriate action
18 or other proceeding to prevent, restrain, correct, or abate such
19 unlawful activity or use.

20 SECTION 25-4. ZONING DISTRICTS AND ZONING MAPS.

21 SECTION 25-4.1. ZONING DISTRICTS ESTABLISHED. The zoning
22 districts enumerated in this Code are hereby established for the
23 County.

24 SECTION 25-4.2. MAPS OF ZONING DISTRICTS.

25 (a) ZONING DISTRICTS. Zoning districts established by this
26 Code are bounded and defined as designated on the Official Zoning
27 Maps and subsequent modifications thereto. Said Zoning Maps,
28 properly attested, and maps indicating the effects of zoning
29 cases conducted hereunder shall be and remain on file in the
30 Office of the Zoning Administrator and in the Office of the Clerk
31 of the Circuit Court of the County. The Zoning Administrator
32 shall maintain maps showing the result of any zoning case

1 approved pursuant to this Code.

2 (b) DELINEATION OF DISTRICT BOUNDARIES. The following
3 rules shall be used to determine the precise location of any
4 zoning district boundary:

5 (1) Boundaries shown as following or approximately
6 following the limits of any municipal corporation shall be
7 construed as following such limits.

8 (2) Boundaries shown as following or approximately
9 following streets shall be construed to follow the center lines
10 of such streets.

11 (3) Boundaries shown as following or approximately
12 following platted lot lines or other property lines as shown on
13 the tax maps shall be construed as following such lines.

14 (4) Boundaries shown as following or approximately
15 following railroad lines shall be construed to lie midway between
16 the main tracks of such railroad lines.

17 (5) Boundaries shown as following or approximately
18 following shorelines of any water body shall be construed to
19 follow the mean high water lines of such water body, and, in the
20 event of change in the mean high water line, shall be construed
21 as moving with the actual mean high water line.

22 (6) Boundaries shown as following or approximately
23 following the center lines of streams, rivers, or other
24 continuously flowing water courses shall be construed as
25 following the channel center line of such water courses taken at
26 mean low water, and, in the event of a natural change in the
27 location of such streams, rivers, or other water courses, the
28 boundaries shall be construed as moving with the channel
29 center line.

30 (7) Boundaries shown as separated from, and parallel
31 or approximately parallel to, any of the features listed in
32 paragraphs (1) through (6) above shall be construed to be

1 parallel to such features and at such distances therefrom as are
2 shown on the map.

3 (8) Whenever any road, alley or other public way is
4 vacated by official action as provided by law, the zoning
5 districts adjoining the side of such right of way shall be
6 automatically extended, depending on the side or sides to which
7 such lands revert, to include the right of way of the public way
8 thus vacated, which shall thenceforth be subject to all
9 regulations of the extended district.

10 SECTION 25-5. PROVISIONS APPLICABLE TO ALL DISTRICTS.

11 SECTION 25-5.1. NONCONFORMING LOTS, BUILDINGS, STRUCTURES AND
12 USES.

13 (a) GENERALLY. If, within the zoning districts established
14 by this Code or amendments subsequently adopted, there exist
15 lots, buildings, structures or uses of land which were lawful
16 prior to enactment of this Code or subsequent amendments, and
17 which would not conform to regulations and restrictions under the
18 terms of this Code or amendments thereto, or which could not be
19 built or used under this Code, such nonconformities may continue
20 to exist subject to the regulations contained in this section.

21 (b) NONCONFORMING LOTS.

22 (1) In any district, a principal use and customary
23 accessory buildings where permitted, may be erected on any
24 nonconforming lot, provided all of the following conditions are
25 met:

26 (A) The front, side and rear yards shall conform
27 to the regulations applicable at the time the lot was recorded.

28 (B) If the lot lacks the required road frontage
29 as set forth in this Code, then the lot shall have an
30 unrestricted right of access to a public road.

31 (2) Any lot reduced in area or yard dimensions
32 failing to conform to the requirements of this Code by reason of

1 a realignment or dedication of any public road or by reason of a
2 condemnation proceeding, shall be a nonconforming lot. This
3 provision shall not apply to roads created as part of a
4 subdivision.

5 (c) NONCONFORMING BUILDINGS, STRUCTURES AND USES.

6 Nonconforming buildings, structures or uses may be continued
7 subject to the following provisions:

8 (1) No nonconforming use shall be changed to a use
9 not permitted by this Code in the particular district in which
10 the building or structure is located except:

11 (A) If no structural alterations are made, a
12 nonconforming use of a building may be changed to a similar or
13 more restricted use of the same or lesser intensity; or

14 (B) Whenever a nonconforming use has been
15 changed to a more restricted use, such use shall not thereafter
16 revert to a less restricted use; or

17 (C) When authorized by the Board, one
18 nonconforming use may be substituted for another nonconforming
19 use.

20 (2) Any residential use located on a lot having less
21 road frontage or lot area than required herein, may be continued
22 and may be enlarged, without increasing the number of dwelling
23 units therein, provided no such addition shall extend closer to
24 any lot line than existing building surfaces or the required yard
25 dimensions for the district, whichever is less.

26 (3) In the event a nonconforming use ceases for a
27 period of one (1) year or more, then the nonconforming use shall
28 be deemed abandoned and compliance with this Code shall be
29 required. The casual, temporary or illegal use of land or
30 structure does not establish the existence of a nonconforming
31 use.

32 (4) Any nonconforming building or structure which is

1 damaged by less than fifty (50) percent of its replacement value,
2 may be reconstructed to its former dimensions on the same lot and
3 with the same nonconforming use. Nothing in these regulations
4 shall prevent the strengthening or restoring to a safe condition
5 of any building or structure declared to be unsafe.

6 (d) ENLARGEMENT OR EXTENSION OF NONCONFORMING BUILDINGS,
7 STRUCTURES OR USES. The Board may authorize the
8 extension or enlargement of a nonconforming use, with or without
9 conditions, provided that:

10 (1) The proposed extension or enlargement does not
11 change to less restricted and more intense use.

12 (2) The enlargement or extension does not exceed
13 fifty (50) percent of the gross square footage in use at the time
14 of the creation of the non-conformity.

15 (3) The enlargement or extension does not violate the
16 height or coverage regulations for the district.

17 (4) The enlargement or extension would not adversely
18 affect adjacent properties, traffic patterns or the surrounding
19 neighborhood.

20 (5) The Limitations, Guides and Standards set forth
21 in Section 25-3.3(i)(Limitations, Guides and Standards) are
22 considered by the Board.

23 SECTION 25-5.2. GENERAL LOT REQUIREMENTS.

24 (a) SEPARATE LOT REQUIREMENTS. Except as otherwise
25 permitted by this Code, not more than one principal building used
26 for dwelling purposes shall be permitted on any single lot;
27 establishment of a building with separate dwelling units for
28 rental, cooperative or condominium purposes on a single lot shall
29 not violate this requirement.

30 (b) DIVISION OF BUILDING, PARCEL OR LOT. Division of
31 existing buildings, parcels or lots shall not be permitted if the
32 proposed division would create any buildings or lots which do not

1 comply with requirements of this Code.

2 (c) LOT FRONTAGE REQUIREMENTS. Any building or structure
3 fronting on a public or private road shall be located on a lot
4 abutting the road for at least twenty-five (25) feet, except as
5 otherwise required by this Code. In attached dwelling projects,
6 provided all buildings are so located to provide access for
7 servicing, fire protection and off-street parking, lots may front
8 on open space, courts or group parking areas, and each such
9 attached dwelling unit shall not be required to meet the road
10 frontage standard.

11 (d) AREAS NOT SATISFYING LOT AREA REQUIREMENTS. Those
12 areas of a lot which lie in an existing or proposed road
13 right-of-way, except alleys or designated open space, shall not
14 qualify as part of the required minimum lot area. The area
15 within the "handle" of a panhandle lot shall not be considered
16 part of the required minimum area.

17 (e) MINIMUM RESIDENTIAL LOT AREA WITH PRIVATE UTILITIES.
18 The minimum residential lot areas provided in this Code shall not
19 reduce any other prescribed lot size or lot width if a more
20 restrictive requirement exists. The minimum lot areas shall be
21 subject to any additional area required by regulations of the
22 State Department of Health and Mental Hygiene or County law or
23 regulation.

24 (1) Any residential lot created after the effective
25 date of this Code, to be served by an individual sewage disposal
26 system, outside the ten (10) year sewer service area as shown on
27 the County Master Water and Sewer Plan, shall have a minimum lot
28 area of sixty thousand (60,000) square feet and a minimum lot
29 width at the building line of one hundred (100) feet.

30 (2) Any residential lot created after the effective
31 date of this Code to be served by an individual sewage disposal
32 system, within the ten (10) year sewer/area as shown on the
service

1 County Master Water and Sewer Plan, shall have a minimum lot area
2 of twenty thousand (20,000) square feet and a minimum lot width
3 at the building line of one hundred (100) feet.

4 (f) LOT AVERAGING. Lot averaging shall be permitted in a
5 development to allow lots smaller in area than the minimum area
6 permitted, provided no lot shall be reduced by more than ten (10)
7 percent of the minimum lot area, except townhouse lots may be
8 reduced by not more than twenty (20) percent; and, provided
9 further that the sum of the lot areas divided by the number of
10 lots complies with the minimum per lot area requirement of this
11 Code. This provision shall not apply to panhandle lots.

12 (g) PANHANDLE LOT REQUIREMENTS. Panhandle lots shall be
13 permitted to achieve better use of irregularly shaped parcels, to
14 avoid development in areas with environmentally sensitive
15 features or to minimize access to collector or arterial roads
16 subject to the following:

17 (1) The minimum lot frontage shall be twelve and one-
18 half (12.5) feet.

19 (2) Except in Agricultural and Rural Residential
20 Districts, with regard to any parcel, not more than five (5)
21 percent of the lots intended for detached dwellings and not more
22 than ten (10) percent of the lots intended for attached dwellings
23 may be panhandle lots.

24 (h) SANITARY LANDFILL REQUIREMENTS.

25 (1) An undisturbed buffer area shall be maintained
26 between the fill area and adjoining properties. The undisturbed
27 buffer area shall be designed to adequately screen the landfill
28 activities from the view of adjoining properties. The
29 undisturbed buffer area shall be a minimum of two hundred (200)
30 feet from adjoining property lines. The distance shall be
31 determined by the County Council after a site plan is developed
32 by the Departments of Planning and Zoning and Public Works. The

1 site plan shall consider and address the topography of the area,
2 the ability to effectively screen the landfill area and such
3 other factors as the Departments of Planning and Zoning, Public
4 Works, and the County Council deem relevant in conformity with
5 Section 25-3.1(i).

6 (2) The Department of Public Works shall cause prior
7 to submission of the site plan to the County Council a notice to
8 be published once a week for two consecutive weeks in two
9 newspapers of general circulation in the county. The notice
10 shall identify the location of the site, the acreage, and a
11 physical description of the site.

12 SECTION 25-5.3. GENERAL YARD REQUIREMENTS.

13 (a) FRONT YARD DEPTH. The minimum front yard depth, as
14 specified in this Code, shall be measured in the following
15 manner:

16 (1) From the proposed or established public road
17 right-of-way line, or

18 (2) From any other right-of-way on a line ten (10)
19 feet from and parallel to the edge of the hard surfaced area or a
20 line established as a private road right-of-way, whichever is
21 greater, or

22 (3) In the case of a panhandle lot from the end of
23 the handle which is the greatest distance from the road
24 right-of-way.

25 (4) For the purpose of establishing a setback line,
26 on existing County roads without established right-of-way lines,
27 the setback shall be measured thirty (30) feet from the center
28 line.

29 (5) Average Front Yard.

30 (A) Where a structure is not parallel to the
31 road, the minimum yard requirement may be met by averaging the
32 yard width from one end of the structure to the other end,

1 provided that the yard at the narrowest point is not less than
2 eighty (80) percent of the minimum yard required by the Code, not
3 including the reductions permitted by this section.

4 (B) When the average front yard setback of
5 structures located on an existing public road on either side of a
6 vacant lot differs from the minimum setback required by this
7 Code, such setback on the vacant lot need not exceed the average
8 setback of the adjoining structures, or when only one of the
9 abutting lots is improved, such setback need not exceed the
10 average of the minimum required setback of the district and the
11 setback of the adjoining structure.

12 (6) Corner and Through Lots.

13 (A) In the case of corner lots, a full front
14 yard of the required depth will be provided off both front lot
15 lines, except as otherwise permitted by this Code.

16 (B) In the case of through lots, front yards
17 will be provided off all front lot lines, except as otherwise
18 permitted in this Code.

19 (7) Yard Along Collector and Arterial Road. In the
20 event residential lots abut one or more collector or arterial
21 roads, the required front yard from the right-of-way of such
22 roads shall be forty (40) feet from a collector road and sixty
23 (60) feet from an arterial road.

24 (b) SIDE AND REAR YARD DEPTH. The minimum side and rear
25 yard depths, as specified in this Code, shall be measured in the
26 following manner:

27 (1) Perpendicularly from rear or side lot lines at
28 the closest points to the proposed or existing structure.

29 (2) When measured from an alley, one-half (1/2) of
30 the alley width may be included as a portion of the rear or side
31 yard.

32 (3) For any project without individual lots, the side

1 and rear yards shall be measured along the boundaries of the
2 parcel.

3 (4) Average Side Yard. The side yard width may be
4 varied where the side wall of a structure is not parallel with
5 the side lot line. In such case, the average width of the side
6 yard shall not be less than the otherwise required minimum width
7 provided, however, that such side yard shall not be narrower at
8 any point than one-half (1/2) the otherwise required minimum
9 width, or narrower than three (3) feet in all cases, except lot
10 line dwellings. Any minor offset, broken, or irregular part of a
11 structure which is not in the same vertical plane as the portion
12 of the side wall of the structure nearest to the side lot line
13 shall not be included in the computation of the average side yard
14 width.

15 (c) EXCEPTIONS AND MODIFICATIONS TO MINIMUM YARD
16 REQUIREMENTS.

17 (1) Projections. The following structures shall be
18 allowed to project into the minimum required yard not to exceed
19 the following dimensions:

20 (A) Awnings, canopies, cornices, eaves or other
21 architectural features, three (3) feet.

22 (B) Bay windows, balconies, chimneys, porches,
23 or decks, three (3) feet.

24 (C) Open fire escapes or patios (not enclosed),
25 five (5) feet.

26 (D) Uncovered stairs or necessary landings, six
27 (6) feet.

28 (E) Walls, fences and hedges in accordance with
29 Section 25-5.4 (b)(Fences, Walls and Hedges, etc.).

30 (2) Reduced Front Yards. The minimum front yard
31 requirements of this Code may be reduced in accordance with the
32 following:

1 (A) Open Space or Court. When dwelling units
2 are designed to front on open space or a court yard, rather than
3 a parking area or road, the front yard setback (which is like a
4 side yard) may be reduced to a minimum of ten (10) feet, provided
5 the dwelling units are adjacent to a local road and the open
6 space or court yard extends for the length of the structures and
7 has a minimum building to building width of forty (40) feet.

8 (B) Group Parking. When off-street group
9 parking is provided for three (3) or more dwelling units and
10 each dwelling unit is designed without a parking pad or garage,
11 the front yard setback may be reduced to fifteen (15) feet for
12 single family detached and ten (10) feet for all other dwelling
13 units.

14 (C) Attached Garage. When dwelling units, are
15 designed with an attached garage and access is provided to a
16 local road, the minimum front yard setback may be reduced to
17 twenty (20) feet for the garage only.

18 (D) Recessed Garage and Parking Pad. When
19 dwelling units are designed with a garage or parking pad which is
20 recessed by at least ten (10) feet from the front of the dwelling
21 and access is provided to a local road, the minimum front yard
22 setback may be reduced to fifteen (15) feet.

23 (E) Parallel Garage. When dwelling units are
24 designed so that the garage opening is perpendicular to the road
25 and access is provided to a local road, the minimum front yard
26 setback may be reduced to ten (10) feet for the garage and twenty
27 (20) feet for the dwelling unit.

28 (3) Reduced Side Yards. The minimum side yard
29 requirements of this Code may be reduced not more than thirty
30 (30) percent, when side walls of adjoining single family attached
31 or semi-detached dwellings are offset by fifty (50) percent or
32 more.

(4) Solar Orientation. When site plan, landscaping, and building units are designed to achieve energy conservation goals and building units are designed for solar collectors or passive solar heating, the yard dimensions of the district may be reduced to not less than sixty-five (65) percent of the minimum yard requirements of this Code, provided a shadow plan demonstrating the benefits of the reduced yards and covenants which limit landscaping to protect solar access, shall be submitted to justify granting this reduction.

SECTION 25-5.4. EXCEPTIONS AND MODIFICATIONS TO MINIMUM HEIGHT REQUIREMENTS.

(a) GENERAL EXCEPTIONS. The building height limitations of this Code shall not apply to the following:

(1) County buildings and structures, schools, houses of worship, hospitals, or high-rise apartment dwellings provided that the front, side and rear yards shall be increased not less than one (1) foot for each two (2) feet by which said structure exceeds the height limitation established for the district in which said structure is located.

(2) Fire or parapet walls, towers, steeples, flag poles, radio and television antennae and silos.

(3) Bulkheads, roof structures, penthouses, silos, water tanks, monitors and scenery lofts, ventilating fans or similar equipment required to operate and maintain the building, provided no linear dimension of any such structure exceeds fifty (50) percent of the corresponding road lot line frontage; or towers and monuments, fire towers, hose towers, cooling towers, grain elevators, gas holders or other structures, where the manufacturing process requires a greater height, provided all such structures which exceed the heights otherwise permitted in the district shall not occupy more than twenty-five (25) percent of the area of the lot and shall be set back at least fifty (50)

1 feet from every lot line which is not a road right-of-way line.

2 (b) FENCES AND WALLS. Fences and walls may be located in
3 required yards in accordance with the following:

4 (1) Front Yards. For single family detached units,
5 walls and fences shall not exceed four (4) feet in height above
6 ground elevation. Where fences and walls are an integral part of
7 the unit design and are applied in a consistent and coordinated
8 pattern throughout the project, fences and walls may be
9 constructed to a maximum of six (6) feet above ground elevation.

10 (2) Rear and Side Yards. Walls and fences shall not
11 exceed eight (8) feet in height above ground elevation. Tennis
12 court fences shall not exceed twelve (12) feet.

13 (3) Security fences for business, industrial or
14 institutional uses shall not exceed ten (10) feet in height above
15 the elevation of the surface of the ground unless otherwise
16 necessary to comply with screening requirements.

17 (c) VISIBILITY AT INTERSECTING ROADS.

18 (1) In order to provide for visibility across lots at
19 intersecting roads, there shall be a triangular area of clear
20 vision on each corner lot. The triangular area shall be formed
21 from a point on each road right-of-way line located twenty (20)
22 feet for local roads, forty (40) feet for collector roads and
23 sixty (60) feet for arterial roads from the intersection of the
24 road right-of-way line which abuts the lot and a third line
25 connecting the two points.

26 (2) On any portion of a lot that lies within the
27 triangular area described above, no obstruction shall be placed
28 in such a manner as to impede vision between a height of two and
29 a half feet (2 feet, 6 inches) and ten (10) feet above the grade
30 at the road right-of-way.

31 SECTION 25-5.5. OFF-STREET PARKING AND LOADING FACILITY
32 REQUIREMENTS.

(a) GENERALLY. BOOK 7 PAGE 498

(1) No structure shall be erected, substantially altered, or its use changed unless permanent off-street parking and loading spaces have been provided and maintained in accordance with the provisions of this section. The Board may authorize a modification of the parking space requirements, if it should find that in the particular case, the peculiar nature of the use, or the exceptional shape or size of the property or other exceptional situation or condition would justify such modification.

(2) Parking and loading requirements based on floor area shall be determined by the total gross floor area of the use, excluding incidental storage, mechanical areas and preparation areas.

(3) Parking and loading requirements per seat shall be determined by the number of individual seats, except as otherwise required. For purposes of bench type seating, twenty (20) inches shall be the equivalent of one seat.

(4) Parking requirements may be provided in attached or detached garages, in off-street parking lots or on parking pads on the lot. On residential lots, each required parking space shall have direct and unobstructed access to a road.

(5) Parking areas on residential lots shall not cover more than fifty (50) percent of the required front yard.

(6) Each required parking space shall measure either nine (9) feet by eighteen (18) feet for a standard sized vehicle or eight (8) feet by sixteen (16) feet for compact vehicles. For calculating the minimum gross area for the required parking, driving aisle, general circulating, and landscaping, three hundred and twenty-five (325) square feet per parking space shall be used.

(7) Business uses shall provide a minimum of three

1 (3) parking spaces.

2 (b) GROUP PARKING REQUIREMENTS. When group parking is
3 provided, the facility shall be designed as follows:

4 (1) Parking areas for business uses requiring more
5 than ten (10) parking spaces and all other uses requiring more
6 than twenty (20) parking spaces shall be provided with a durable
7 and dustless surface, and shall be so graded and drained as to
8 dispose of surface water and so arranged and marked as to provide
9 for orderly and safe loading, unloading, parking and storage of
10 motor vehicles.

11 (2) Five (5) percent of the required parking area
12 shall be landscaped. The parking area shall be setback a minimum
13 of five (5) feet from collector road rights-of-way and ten (10)
14 feet from arterial road rights-of-way.

15 (3) Parking areas in excess of 10,000 square feet for
16 business, industrial or institutional uses located less than one
17 hundred (100) feet from any residential district shall require a
18 minimum bufferyard of ten (10) feet adjacent to any residential
19 district.

20 (4) Residential group parking areas shall not serve
21 as general circulation for more than one hundred and fifty (150)
22 dwelling units per access to a public road. The number of
23 residential parking spaces in an unbroken row shall not exceed
24 sixteen (16).

25 (5) Any lighting used to illuminate a parking area
26 shall be so designed to direct the light away from adjoining
27 residential premises.

28 (c) Joint parking areas for non-residential uses are
29 permitted subject to the following:

30 (1) The operations sharing the joint use of parking
31 areas shall not be opened or used during the same principal
32 operating hours, and

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1 (2) The parties concerned with such joint use are
2 subject to a written joint use agreement.

3 (d) PARKING SPACE REQUIREMENTS. Except as otherwise
4 provided in this Code, the following off-street parking space
5 requirements shall apply. In the case of any building, structure
6 or use not specifically mentioned herein, the use that is most
7 similar to the following enumerated uses shall provide the
8 requirement:

<u>Type of Use</u>	<u>Off-Street Parking Spaces Required Per Unit</u>
(1) Natural Resources	as required
(2) Residential	
(A) Single family detached, semi-detached, duplex, lot line, patio/court/atrium, row duplex multiplex, town house, mobile and manufactured homes	two (2) per dwelling unit
(B) Garden, mid- and high-rise apartments	per dwelling unit:
Efficiency	one and a quarter (1.25)
One (1) bedroom	one and half (1.50)
Two (2) bedrooms or more	two (2)
(C) Home occupation, except medical professions	additional parking as needed shall be accommodated on site
(D) Housing for the elderly	one (1) per every two (2) dwelling units
(3) Transient Housing	
(A) Boarding and tourist houses	one (1) per sleeping room
(B) Hotels, motels	one (1) per sleeping room and one (1) space per two (2) persons permitted in banquet room and accessory use (bars, lounge, etc.) as determined by maximum capacity requirements set forth in the State Fire Code.
(C) Camp grounds, travel trailer parks	one and half (1.5) per camp site
(4) Business	
(A) Banks, financial	one (1) per 150 square

1	institutions	feet of gross floor area, and five (5) waiting spaces per drive-in lane
2		
3	(B) Beauty and barber shops	one (1) per 100 square feet of gross floor area
4		
5	(C) Convenience stores	one (1) per 150 square feet of gross floor space
6		
7	(D) Dance hall, taverns, bars	one (1) per 50 square feet of gross floor area, excluding food preparation and storage areas
8		
9		
10	(E) Funeral parlor, mortuary	one (1) per 100 square feet of viewing area
11		
12	(F) Grocery, supermarkets	one (1) per 150 square feet of gross floor area, excluding storage area
13		
14	(G) Medical clinics and veterinary offices	six (6) per doctor
15		
16	(H) Medical and dental offices	four (4) per doctor or dentist
17		
18	(I) Motor vehicle sales and service	one (1) per 300 square feet of gross floor area, excluding storage area
19		
20	(J) Professional offices, except medical and dental offices	one (1) per 300 square feet of gross floor area
21		
22	(K) Personal services	one (1) per 200 square feet of gross floor area
23		
24	(L) Retail stores, including agricultural sales at road side stands	one (1) per 150 square feet of gross floor area
25		
26	(M) Shopping centers	one (1) per 250 square feet of gross leasable floor area; over 300,000 square feet, four and half (4.5) per each 1,000 square feet of gross leasable floor area
27		
28		
29		
30	(5) Recreation	
31	(A) Arenas, stadiums	one (1) per every three (3) seats
32	(B) Bowling alleys	four (4) per lane, plus

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1		one (1) per 150 square
2		feet of gross floor area
3		for accessory uses
4	(C) Community centers	(lounge, snack bar,
5		etc.)
6		one (1) per 250 square
7		feet of gross floor
8		area, plus one (1) per
9		each four (4) assembly
10		seats
11	(D) Golf driving range,	one and one quarter
12	miniature golf	(1.25) per tee
13	(E) Golf course	three (3) per hole
14	(F) Indoor/Outdoor public	one (1) per 75 square
15	swimming pools	feet of gross water
16		area
17	(G) Indoor/Outdoor shooting	one (1) per each booth
18	range (archery, trap, etc.)	or firing position
19	(H) Marinas	one and half (1.5) per
20		berth and ten (10)
21		percent of the spaces
22		shall be large enough
23		for car with trailer
24		if launching ramp is
25		provided
26	(I) Private clubs	one (1) per three (3)
27		persons permitted under
28		State Fire Code
29	(J) Racquet, handball courts	four (4) spaces per
30		court, plus one (1) per
31		150 square feet of gross
32		floor area for accessory
		uses
	(K) Restaurants	one (1) per three (3)
		patrons seats or one (1)
		per 200 square feet of
		gross floor area,
		excluding food
		preparation area,
		whichever is greater
	(L) Skating rinks	one (1) per 300 square
		feet of gross floor area
	(M) Theaters	one (1) per three (3)
		patron seats
	(6) Institutional	
	(A) Houses of Worship, religious	one (1) per three (3)
	assembly (indoor/outdoor)	seats
	(B) Hospitals	one (1) per bed

1	(C) Libraries, museums, art	one (1) per 250 square
2	galleries, observatories	feet of gross floor area
3		or one (1) per four (4)
4	(D) Sanitarium, nursing homes	seats, whichever is
5		greater
6	(E) Schools, elementary or	one (1) per six (6)
7	intermediate	patient beds
8	(F) Schools, high	two (2) per classroom
9		plus one (1) per eight
10		(8) seats in assembly
11	(G) Colleges, universities,	hall
12	business trade or technical	Five (5) per classroom
13	schools	plus one (1) per eight
14	(H) Day Care, nursery	(8) seats in assembly
15	facility	hall
16	(7) Industrial	one (1) per three (3)
17		students
18		one (1) per six (6)
19		students, and one (1)
20		loading space
21		on site parking as
22		necessary to accommodate
23		traffic generated by the
24		use and the largest
25		employee shift

(e) OFF-STREET LOADING.

(1) Any use which regularly receives deliveries or shipments must provide off-street loading facilities in accordance with the requirements specified below.

(2) Every retail establishment, industrial use, warehouse, freight terminal, hospital, or sanitarium having a gross floor area of six thousand (6,000) square feet or more shall provide minimum off-street loading facilities as follows:

Gross Floor Area in Square Feet	Number of Berths
6,000 - 24,999	1
25,000 - 79,999	2
80,000 - 127,999	3
128,000 - 197,999	4
198,000 - 255,999	5

1 256,000 - 319,999 BOOK 7 PAGE 504 6
2 320,000 - 391,999 7

3 For each additional seventy-two thousand (72,000) square feet (or
4 fraction thereof) of gross floor area, one (1) additional berth
5 shall be provided.

6 (3) Every public assembly use, such as auditoriums,
7 convention halls, exhibition halls, stadiums, or sports arenas,
8 office buildings, welfare institutions and funeral homes, and
9 restaurants and hotels with a gross floor area of greater than
10 thirty thousand (30,000) square feet shall provide off-street
11 berths as follows:

12	Gross Floor Area in Square Feet	Number of Berths
13		
14	30,000 - 119,999	1
15	120,000 - 197,999	2
16	198,000 - 290,999	3
17	291,000 - 389,999	4
18	390,000 - 488,999	5
19	489,000 - 587,999	6
20	588,000 - 689,999	7

21 For each additional one hundred and five thousand (105,000)
22 square feet (or fraction thereof) of gross floor area, one (1)
23 additional berth shall be provided.

24 (4) The minimum area for each off-street loading
25 space, excluding area for maneuvering, shall be two hundred and
26 fifty (250) square feet measuring ten (10) feet by twenty-five
27 (25) feet with a vertical clearance of fourteen (14) feet.

28 (5) Loading spaces shall be designed so that no part
29 of the vehicle shall extend into the right-of-way of a public
30 road during the process of loading and unloading.

31 (6) Loading spaces shall be located at least fifty
32 (50) feet from any residential district, unless the loading space

1 is totally enclosed within a building or screened by a hedge,
2 wall or solid board fence at least six (6) feet in height.

3 SECTION 25-5.6. ACCESSORY USES AND STRUCTURES.

4 (a) GENERALLY. Except as otherwise restricted by this
5 Code, customary accessory structures and uses shall be permitted
6 in any district in connection with the principal permitted use
7 within such district. Private roads and driveways shall be
8 permitted in any district as an accessory use to any principal
9 use.

10 (b) ZONING CERTIFICATE REQUIRED. Accessory uses specified
11 in this Section require the issuance of a Zoning Certificate.
12 Any accessory use not specified in this Section does not require
13 a Zoning Certificate.

14 (c) USE LIMITATIONS. In addition to the other requirements
15 of this Code, no accessory use shall be permitted unless it
16 strictly complies with the following:

17 (1) The accessory use or structure shall not exceed
18 the height or area of the principal use or structure, except
19 agricultural structures, or as provided in Section 25-5.4
20 (Exceptions to Height Requirements).

21 (2) No accessory use or structure shall be
22 established on any lot prior to substantial completion of the
23 construction of the principal structure.

24 (3) No accessory use or structure on any lot shall
25 increase any impervious surface area beyond the maximum
26 permitted.

27 (4) No accessory use or structure shall be
28 established within the required front yard, except agriculture,
29 signs, fences, walls, or parking area, and projections or garages
30 as specified in Section 25-5.3(c) (Exceptions and Modifications to
31 Minimum Yard Requirements).

32 (5) No agricultural or residential accessory use or

1 structure shall be established within ten (10) feet from any side
2 or rear lot line for lots greater than seven thousand (7,000)
3 square feet or within six (6) feet from any side or rear lot line
4 for lots of seven thousand (7,000) square feet or less.

5 Business, industrial and institutional accessory structures shall
6 be subject to the same front, side and rear yards as required for
7 the principal structure.

8 (6) No accessory use or structure, except fences,
9 shall be located within any recorded easement area.

10 (7) An accessory structure which does not abut the
11 principal building shall be located at least six (6) feet from
12 any other building on the same lot.

13 (d) ACCESSORY USES IN AGRICULTURAL AND RESIDENTIAL
14 DISTRICTS. The following accessory uses shall be
15 permitted in Agricultural and Residential Districts upon issuance
16 of a Zoning Certificate in accordance with the following:

17 (1) Accommodations for bona fide servants or guests
18 provided all front, side and rear yards, lot area and density
19 requirements are maintained.

20 (2) Pens, stalls or runs for animals shall not be
21 located within fifty (50) feet of any adjacent residential lot
22 line. Kennels shall be permitted only as special exceptions.

23 (3) Recreation facilities, such as swimming pools and
24 tennis courts, if the facilities are used by the occupants or
25 guests of the principal use and no admission or membership fees
26 are charged, provided the edge of the facility, not including
27 security fences, shall be located not less than ten (10) feet
28 from any side or rear lot line. For community pools and tennis
29 courts, the edge of the facility shall be located not less than
30 fifty (50) feet from any residential unit or side and rear lot
31 line.

32 (4) Storage in any structure on a residential lot.

1 (5) Home occupations or professional offices. Home
2 occupations or professional offices within the home may be
3 permitted in accordance with the following:

4 (A) The home occupation must be clearly
5 incidental and subordinate to the residential use and shall not
6 exceed in area twenty-five (25) percent of the gross floor space
7 of the principal building.

8 (B) The home occupation shall be conducted
9 within the dwelling unit or accessory structure and no outdoor
10 advertisement, display or storage of materials, goods, supplies
11 or equipment used in the home occupation shall be permitted on
12 the premises.

13 (C) The residential character of the dwelling
14 unit shall not be altered to accommodate a home occupation.

15 (D) Not more than one (1) person, or two (2)
16 persons for medical offices, other than members of the immediate
17 family residing in the dwelling unit may be employed in the home
18 occupation. The total of all employees inclusive of family
19 members shall not exceed three (3). No home occupation shall be
20 open to the public between 9 p.m. and 8 a.m.

21 (F) No home occupation shall generate greater
22 traffic volumes or increased traffic hazards than would normally
23 be expected in a residential district.

24 (G) No retail sales other than for goods
25 produced on the premises shall be conducted on the premises.

26 (H) Additional off-street parking required for
27 the home occupation shall be provided in the side or rear yard of
28 the lot and shall be screened from adjacent public roads and
29 residential lots.

30 (I) No goods, materials, or supplies shall be
31 delivered by commercial vehicles either to or from the premises
32 in connection with the home occupation, except by the United

1 States Postal Service or a delivery service.

2 (J) Notwithstanding the above, home occupations
3 shall not include automobile repair; selling of bait, crabs or
4 fish; beauty or barber shops; construction businesses; dancing or
5 karate schools; funeral homes; kennels; medical clinics;
6 petroleum storage or delivery businesses; photography studios;
7 printing businesses; private clubs; radio stations; restaurants;
8 variety or gift stores.

9 (6) Agricultural tenant house for bona fide farm
10 workers when not more than one (1) such structure is provided on
11 parcels of eleven (11) to fifty (50) acres and not more than one
12 (1) additional tenant house per fifty (50) acres thereafter.

13 (7) Private horse stables provided any stables,
14 corrals, feeding or bedding areas for two (2) or more horses
15 shall be located at least fifty (50) feet from any public road or
16 non-residential lot line and one hundred (100) feet from any
17 residential lot line. Pastures when fenced may extend to the lot
18 line.

19 (8) Agricultural retail provided the parcel has
20 sufficient road frontage to ensure safe ingress and egress. Any
21 permanent structure shall meet the minimum front, rear and side
22 yard requirements for principal agricultural structures in the
23 district. Entrances and exits to the required parking area shall
24 be at least fifty (50) feet from any intersection on a local road
25 and one hundred (100) feet from all other road intersections.

26 (9) Recreation vehicles and equipment shall be stored
27 in the rear yard, or in the side yard if completely screened from
28 any adjacent residence and the side yard setback of the district
29 for the principal use is maintained. No living or sleeping in,
30 or other occupancy of a recreation vehicle, camper or trailer
31 shall be permitted for more than seven (7) days within any ninety
32 (90) day period unless the location has been approved for such

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1 use.

2 (10) No commercial vehicles shall be parked in any
3 residential district. A motor vehicle, having a gross vehicle
4 weight of less than 10,000 pounds designed or used to carry
5 freight or passengers for a fee or merchandise in the furtherance
6 of any commercial enterprise shall be allowed in a residential
7 district on the basis of one vehicle for each residential lot.

8 (11) Not more than one (1) inoperative or untagged
9 motor vehicle may be parked or stored on any lot of less than
10 two (2) acres for a continuous period of six (6) months, unless
11 such vehicle is stored within a completely enclosed building.
12 Not more than two (2) inoperative or untagged motor vehicles,
13 except bona fide agricultural equipment, may be parked or stored
14 on any lot of two (2) acres or more, unless such vehicles are
15 within a completely enclosed building.

16 (e) ACCESSORY USES PERMITTED IN BUSINESS AND INDUSTRIAL
17 DISTRICTS. The following accessory uses shall be
18 permitted upon issuance of a Zoning Certificate in the Business
19 and Industrial Districts:

20 (1) Incidental repair facilities and outside storage
21 of goods normally carried in stock, used in, or produced by the
22 business or industrial use, provided no storage is within ten
23 (10) feet of any side or rear lot line; all storage is
24 effectively screened from any adjacent residential use or
25 district, and such use is not prohibited under the applicable
26 district regulations of this Code.

27 (2) A residence for a caretaker or watchman shall be
28 permitted provided:

29 (A) Not more than one (1) single family dwelling
30 unit is provided for security or protection of the principal use.

31 (B) The requirements for the dwelling unit shall
32 not differ from those imposed by this Code for a housing unit of

1 the same or similar type as a principal permitted use.

2 (3) Retail sales in industrial districts shall be
3 premitted, provided the goods sold are manufactured or produced
4 on the site.

5 SECTION 25-5.7. TEMPORARY USES. Temporary uses shall be
6 permitted subject to the following:

7 (a) ZONING CERTIFICATE. Temporary Uses specified in this
8 Section require the issuance of a Zoning Certificate. Any
9 Temporary Use not specified in this Section does not require a
10 Zoning Certificate.

11 (b) SPECIFIC TEMPORARY USES. The temporary uses described
12 below shall be subject to the following:

13 (1) A carnival, circus or public event, excluding
14 religious activities, if permitted within the district shall be
15 allowed for a maximum period of thirty (30) days, provided no
16 structure or equipment shall be located within two hundred (200)
17 feet of any residential district. When a carnival, circus, or
18 public event, excluding religious activities, accommodates more
19 than three hundred (300) people, it shall be subject to the
20 following additional requirements:

21 (A) The Zoning Certificate shall specify the
22 use, dates, and hours of operations of the event.

23 (B) Adequate arrangements for temporary sanitary
24 facilities must be approved by the State or County Department of
25 Health and Mental Hygiene.

26 (C) No permanent or temporary lighting shall be
27 installed without an electrical permit.

28 (D) The site shall be cleared of all debris at
29 the end of the event and cleared of all temporary structures
30 within three (3) days thereafter. A bond in the amount of two
31 hundred fifty (250) dollars or a signed contract with a disposal
32 firm shall be provided to insure that the premises shall be

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1 cleared of all debris.

2 (E) Adequate off-street parking shall be
3 provided, and a stabilized drive to the parking area shall be
4 maintained.

5 (F) It shall be the responsibility of the
6 applicant to guide traffic to parking areas. The applicant shall
7 notify the local enforcement authority and shall provide adequate
8 traffic control.

9 (2) Christmas tree displays and sales for non-profit
10 organizations shall be permitted in any district for a maximum
11 period of forty-five (45) days.

12 (3) Contractor's office and construction equipment
13 sheds or accommodations for security shall be permitted in any
14 district if the use is incidental to a construction project. The
15 office or shed shall be removed upon completion of the project.

16 (4) A real estate sales office shall be permitted in
17 any district for rental or sale of dwellings in the project. The
18 office shall be removed upon initial sales of all units. A
19 rental office may be permanently maintained in a rental project.

20 (5) Agricultural retail shall be permitted on a
21 seasonal basis provided the parcel used for agricultural purposes
22 has sufficient road frontage to insure safe ingress and egress.
23 Sales area, including produce stands, shall be set back a minimum
24 of twenty (20) feet from the nearest public road right-of-way.
25 Entrances and exits to the required parking area shall be at
26 least fifty (50) feet from any intersection on a local road and
27 one hundred (100) feet from all other road intersections.

28 (6) When fire or natural disaster has rendered a
29 residence unfit for human habitation, the temporary use of a
30 mobile home located on the lot during rehabilitation of the
31 original residence or construction of a new residence is
32 permitted for a period of twelve (12) months, if water and

sanitary facilities approved by the State Department of Health and Mental Hygiene are provided. The Zoning Administrator may extend the permit an additional sixty (60) days. Further extensions thereof shall require Board approval. The mobile home shall be removed from the property upon completion of the new or rehabilitated residence.

SECTION 25-5.8. BUFFERYARD USE AND REQUIREMENTS.

(a) PURPOSE AND LOCATION. Bufferyards shall be provided based on the schedule below to ameliorate conflicting adjacent uses. Bufferyards shall be located on the boundary of a project which adjoins the use to be buffered and shall be included within the setback areas or yards otherwise provided in this Code. The bufferyard area specified in this Section may be part of the open space requirements noted in Section 25-5.9 (Open Space Use and Requirements).

(b) USE. Bufferyards may be used for passive recreation, including trails, bike paths and picnic areas, but shall not be used for active recreation.

(c) BUFFERYARD REQUIREMENT. The following minimum bufferyard requirements shall be applicable to all districts:

<u>Proposed Use</u>	<u>Adjacent District or Use</u>	<u>Bufferyard Width (feet)</u>
Agricultural service uses	Residential Use	10
Proposed residential use of a net density twice (2) that of the adjacent existing or proposed residential project	Residential Use	10
Residential Rear Yard	Collector and Arterial Public Roads	10
Active public recreation		

1	of over two (2) acres	Residential Use	10
2	Business uses		
3	B-1 District	Residential Use	10
4	B-2 District	Residential Use	15
5	B-3 District	Residential Use	20
6	Shopping Center	Residential District	25
7	Commercial Industrial		
8	or Office/Research		
9	Industrial Districts	Residential District	15
10	General Industrial District	Residential District	20
11	Extraction or Landfill	Residential Use and	
12		Public Roads	30

13 (d) LANDSCAPING AND FENCING REQUIREMENTS. A bufferyard shall be
14 landscaped to screen incompatible uses in accordance with any one
15 of the following requirements:

16 (1) A planting strip of at least ten (10) feet wide
17 at or near the property line including trees or shrubs at least
18 two (2) feet high at the time of planting, which may be expected
19 to form a year-round screen within three (3) years; or

20 (2) A landscaped, rolling, earth mound of at least
21 four (4) feet in height; or

22 (3) A solid fence or walls of a minimum of five (5)
23 feet in height without advertising, when designed with durable
24 materials, texture and colors compatible with adjacent uses.

25 ~~properties.~~

26 SECTION 25-5.9. OPEN SPACE USE AND REQUIREMENTS.

27 (a) PURPOSE AND USE. Open space shall be used for
28 recreation, protection of natural resource areas, passive
29 greenway amenity or agriculture; be accessible to all residents
30 of the development, except when used for agricultural purposes;
31 and be accessible to the general public, if accepted by a public
32 agency. Open space shall not be occupied by nonrecreational
buildings or parking, and shall not include required lot areas of

1 dwelling units. BOOK 7 PAGE 514

2 (b) OPEN SPACE REQUIREMENTS. Open space shall be provided
3 subject to the following:

4 (1) Usable open space shall be a minimum area of one
5 hundred (100) square feet with a minimum width of ten (10) feet.
6 A minimum of forty (40) percent of the required open space shall
7 be usable for active recreation such as swimming pools, tennis
8 courts, tot lots, ball fields, and other similar activities.
9 Water bodies shall not exceed fifteen (15) percent of the
10 required open space area.

11 (2) Open space may be owned, preserved and maintained
12 by any of the following:

13 (A) Dedication of open space to the County or
14 other appropriate public, non-profit agency, upon written
15 acceptance of such dedication.

16 (B) Common ownership by a Homeowner's
17 Association which assumes responsibility for its maintenance.

18 (C) Private ownership in which restrictive
19 covenants in the deeds prevent development of the open space and
20 provide for maintenance responsibilities.

21 (c) FEE IN LIEU OF DESIGNATION. If the open space
22 requirements cannot be placed in the parcel, in whole or in part,
23 the developer may deposit with the County Recreation Trust Fund,
24 an amount equal to or exceeding the market value of such land as
25 would otherwise be required to be designated as open space. The
26 full value of the land as established by the State Department of
27 Assessments and Taxation shall be presumed to be the value in
28 absence of contrary evidence.

29 SECTION 25-5.10. LOW AND MODERATE INCOME HOUSING BONUS.

30 (a) PURPOSE. In order to encourage the production of
31 housing for low and moderate income households, the maximum
32 number of dwelling units permitted in the area to be developed

1 may be increased by ten (10) percent, subject to the following:

2 (1) At least ten (10) percent of the total dwelling
3 units of the qualifying project must be rented or sold to low and
4 moderate income households, of which fifty (50) percent must be
5 households consisting of more than three (3) people.

6 (2) For projects of more than twenty (20) dwelling
7 units, not more than twenty (20) percent of the units within the
8 project shall be developed as low and moderate income housing.

9 (3) The applicant shall guarantee that the minimum
10 number of dwelling units proposed for eligibility will be made
11 available for rent or sale pursuant to income, rental and sales
12 price guidelines certified by the County Housing Agency. The
13 applicant shall cooperate with the County Housing Agency
14 Administrator to identify qualifying households for the low and
15 moderate income units.

16 (4) The project is not otherwise subsidized by
17 Federal or State programs used to finance development or
18 provision of low and moderate income units.

19 (b) DESIGN REQUIREMENTS. When dwelling units are developed
20 under this Section, the following design requirements shall
21 apply:

22 (1) Dwelling units for low and moderate income
23 households shall be subject to all other applicable requirements
24 of this Code.

25 (2) All subsidized units shall be integrated into the
26 overall design of the development and shall be intermixed
27 throughout the development with exterior materials and
28 appointments not differing from those of the other units in the
29 project.

30 (c) MANAGEMENT REQUIREMENTS. When dwelling units are
31 constructed under this Section, the following management
32 requirements shall apply:

(1) All governmentally assisted units shall be managed in accordance with applicable regulations of the County Housing Agency.

(2) Developers of low and moderate income housing shall be required to ensure that the dwelling units will continue to be available for rental or sale to persons of low or moderate income levels for such minimum period of time as is set forth in any applicable program, or as may be required by the County. Acceptable forms of assurance include provisions for acquisition of the units by the County Housing Agency, restriction on the resale of units, use of management agreements, or by other means acceptable to the County.

SECTION 25-6. DISTRICT REGULATIONS.

SECTION 25-6.1. GENERALLY. The principal uses permitted in each district are set forth in Section 25-6.2, Table I. The minimum design standards and specific regulations for each district are set forth in Section 25-6.3 and in Tables II through XV.

SECTION 25-6.2. PRINCIPAL PERMITTED USES BY DISTRICTS. Table I specifies the principal permitted uses in each district. Only those uses with a letter designation are permitted, subject to other requirements of this Code. Uses designated as "P" are permitted uses. Uses designated as "SD" are permitted pursuant to the Special Development Regulations in Section 25-7. Uses designated as "SE" are Special Exceptions Uses subject to approval of the Board pursuant to Section 25-3.3 (Board of Appeals). Uses designated as "T" are permitted pursuant to Section 25-5.7 (Temporary Uses). A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

AMUSEMENTS

82-14

USE CLASSIFICATION		ZONING DISTRICTS										AS AMENDED			
		AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	CL	GI	ORI
3.	AMUSEMENTS														
4.	Arenas and Stadiums														
5.	Carnivals, Circuses, Concerts and Public Events (Excluding religious activities)	T						T	T	T	T	T	T	T	
6.	Commercial Amusement and Recreation								P		P	P	P		
7.	Country Clubs, Golf Clubs, Tennis & Swim Clubs	SE	SE	SE	SE	SE	SE				P	P	P		P
8.	Fairgrounds, Racetracks & Theme Parks	SE											SE	SE	
9.	Marinas, Boat Launching, Storage & Repair	SE	SE	SE	SE	SE	SE			SE	SE	P	P	P	
10.	Motor Vehicle Recreation & Go-Cart Tracks	SE												SE	
11.	Night Clubs, Lounges, Bars and Taverns								P			P	P		
12.	Riding Stables, Commercial or Clubs (Except Accessory Uses)	SE										P	P		
13.	Theaters-Indoor								P		P	P	P		P
14.	Theater-Outdoor, Shooting Range-Indoor, and Golf Driving Ranges	SE							P			SE	P		
15.	Trap, Skeet, Rifle and Archery Range-Outdoor	SE											SE	SE	
16.	P Permitted subject to applicable Code Requirements														
17.	SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.														
18.	SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.														
19.	T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.														
20.	A blank cell indicates that the use is not permitted.														

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INDUSTRIAL

USE CLASSIFICATION

ZONING DISTRICTS

USE CLASSIFICATION	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	G1	ORI
INDUSTRIAL - 1														
TOO) AND KINDRED PRODUCTS (SIC 20) unless otherwise listed													P	
Dairy Products (SIC 202)	P											P	P	
Preserved Fruits and Vegetables (SIC 203)	P											P	P	
Bakery Products (SIC 205)	P										P	P	P	P
Bottled and Canned Soft Drinks (SIC 2086)												P	P	P
Flavoring Extracts and Syrups (SIC 2087)												P	P	
Manufactured Ice (SIC 2097)	P										P	P	P	P
TOBACCO MANUFACTURES (SIC 21)												P	P	
TEXTILE MILL PRODUCTS (SIC 22)												P	P	
APPAREL AND OTHER TEXTILE PRODUCTS (SIC 23)												P	P	P
LUMBER AND WOOD PRODUCTS (SIC 24) unless otherwise listed													P	
Wood Kitchen Cabinets (SIC 2434)												P	P	

Permitted subject to applicable Code Requirements
Permitted subject to Special Development Regulations, pursuant to Section 25-7
Permitted subject to Special Exception Regulations, pursuant to Section 25-8
Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
A blank cell indicates that the use is not permitted

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INDUSTRIAL

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS															INDUSTRIAL		
USE CLASSIFICATION		ZONING DISTRICTS															
INDUSTRIAL - 2		AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	CI	GI	ORI		
1. Wood Containers (SIC 244)													P	P			
2. Wood Products (SIC 2499)													P	P			
3. FURNITURE AND FIXTURES (SIC 25)													P	P	P		
4. PAPER AND ALLIED PRODUCTS (SIC 26) unless otherwise listed														SE			
5. Misc. Converted Paper Products (SIC 264)													P	P			
6. Paper Bond Containers and Boxes (SIC 265) unless otherwise listed													P	P			
7. PRINTING AND PUBLISHING (SIC 27) unless otherwise listed												P	P	P	P		
8. Newspapers (Printing Shop in Excess of 5,000 sq. ft.) (SIC 271)													P	P			
9. CHEMICALS AND ALLIED PRODUCTS (SIC 28) unless otherwise listed														P			
10. Biological Products (SIC 2831)													SE	SE	SE		
11. Medicinals and Chemicals (SIC 2832)													P	P			
12. Pharmaceutical Preparation (SIC 2834)													P	P	P		
P Permitted subject to applicable Code Requirements																	
SD Permitted subject to Special Development Regulations, pursuant to Section 25-7																	
SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8																	
I Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7																	
A blank cell indicates that the use is not permitted																	

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INDUSTRIAL

USE CLASSIFICATION		ZONING DISTRICTS															
INDUSTRIAL - 3		AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	GI	ORI		
1. 1	AMENDED																
2. 2	AS												P	P			
3. 3	AS												P	P			
4. 4	AS												P	P			
5. 5	AS												P	P			
6. 6	AS												P	P			
7. 7	AS												P	P			
8. 8	AS												P	P			
9. 9	AS												P	P			
10. 10	AS												P	P			
11. 11	AS												P	P			
12. 12	AS												P	P			
13. 13	AS												P	P			
14. 14	AS												P	P			
15. 15	AS												P	P			
16. 16	AS												P	P			
17. 17	AS												P	P			
18. 18	AS												P	P			
19. 19	AS												P	P			
20. 20	AS												P	P			

6. 6 P Permitted subject to applicable Code Requirements
7. 7 SD Permitted subject to Special Development Regulations, pursuant to Section 25-7
8. 8 SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8
9. 9 I Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
10. 10 A blank cell indicates that the use is not permitted

INDUSTRIAL

ZONING DISTRICTS

64B3

5.	P	Permitted subject to applicable Code Requirements
7.	SD	Permitted subject to Special Development Regulations, pursuant to Section 25-7
8.	SE	Permitted subject to Special Exception Regulations, pursuant to Section 25-8
3.	T	Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
2.		A blank cell indicates that the use is not permitted

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INDUSTRIAL

USE CLASSIFICATION		ZONING DISTRICTS													
INDUSTRIAL - 4	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	G1	ORI	
FABRICATED METAL PRODUCTS (SIC 34) unless otherwise listed												P	P		
Fabricated Structural Metal (SIC 3441)													P		
Fabricated Plate Work (SIC 3443)													P		
Metal Forgings and Stampings (SIC 346)													P		
Metal Stampings, NEC (SIC 3469)												P	P		
Ordnance and Accessories (SIC 348)													P		
Small Arms Ammunition (SIC 3482)													SE		
Ammunition, Except for Small Arms (SIC 3483)													SE		
Miscellaneous Fabricated Metal Products (SIC 349)												P	P		
MACHINERY, EXCEPT ELECTRICAL (SIC 35)												P	P		
Engines and Turbines (SIC 351)													P		
Farm Machinery and Equipment (SIC 352)													P		

5. P Permitted subject to applicable Code Requirements
7. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7
8. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8
9. SE Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
10. A blank cell indicates that the use is not permitted

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INDUSTRIAL

USE CLASSIFICATION

ZONING DISTRICTS

	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	CI	GI	ORI
3. INDUSTRIAL - 5														
4. Construction and Related Equipment (SIC 353)													P	
5. Office, Computing and Accounting Machines (SIC 357)												P	P	P
6. ELECTRIC AND ELECTRONIC EQUIPMENT (SIC 36)												P	P	
7. Radio and Television Receiving Sets (SIC 365)												P	P	P
8. Communication Equipment (SIC 366)												P	P	P
9. Electronic Components and Accessories (SIC 367)												P	P	P
10. Miscellaneous Electrical Machinery (SIC 369)												P	P	P
11. TRANSPORTATION EQUIPMENT (SIC 37)													P	
12. Boat Building and Repairing (SIC 3732)	SE	SE	SE	SE	SE				SE	SE	P	P	P	SE
13. INSTRUMENTS AND RELATED PRODUCTS (SIC 38)												P	P	P
14. MISCELLANEOUS MANUFACTURING (SIC 39)												P	P	
15. OFFAL OR DEAD ANIMAL DISPOSAL OR PROCESSING	SE												SE	

- 6. P Permitted subject to applicable Code Requirements
- 7. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7
- 8. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8
- 9. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
- 10. A blank cell indicates that the use is not permitted

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TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

INSTITUTIONAL

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USE CLASSIFICATION

ZONING DISTRICTS

AS AMENDED

INSTITUTIONAL	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	G1	ORI
Cemeteries, Memorial Gardens & Crematories	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE		
Civic Service Clubs & Fraternal Organizations	SE	SE	SE	SE	SE	SE	SE	P	P	P	P	P		
Community Centers or Assembly Halls	SE	SE	SE	SE	SE	SE	SE	P	P	P	P	P		
Day Care Centers	SE	SE	SE	SE	SE	SE	SE	P	P	P	P			
Fire Stations	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Fire Stations, with Assembly Hall	SE	SE	SE	SE	SE	SE	SE	P	P	P	P	P		
Hospitals				SE	SE	SE	SE	P	P	P	P	P		
Houses of Worship	P	P	P	P	P	P	P	P	P	P	P	P		P
Libraries	P	P	P	P	P	P	P	P	P	P	P	P		P
Parks; Recreation Areas, Centers and Facilities	P	P	P	P	P	P	P	P	P	P	P	P		
Prisons											P	P		
Schools, Colleges and Universities	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE		

Permitted subject to applicable Code Requirements
 Permitted subject to Special Development Regulations, pursuant to Section 25-7.
 Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
 Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
 A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

MOTOR VEHICLES AND RELATED SERVICES

USE CLASSIFICATION		ZONING DISTRICTS												AS AMENDED	
		AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	GI	ORI
3.	MOTOR VEHICLES AND RELATED SERVICES	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	GI	ORI
4.	Car Wash								P		P	P	P		
5.	Commercial Vehicle & Equipment, Storage	SE							SE			P	P	P	
6.	Construction and Industrial Equipment, Sales and Service	SE							P			P	P	P	
7.	Farm Vehicles and Equipment, Sales and Service	SE							P			P	P		
8.	Motor Vehicle Filling & Service Stations								P	SE	P	P	P		
9.	Motor Vehicle Repair Shops	SE							P	SE	P	P	P		
10.	Motor Vehicle Rental & Leasing								P			P	P		
11.	Motor Vehicles, Sales and Service								P			P	P		
12.	Salvage and Junk Yards													SE	
13.															
14.															
15.															

- 16. Permitted subject to applicable Code Requirements
- 17. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
- 18. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
- 19. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-57.
- 20. A blank cell indicates that the use is not permitted.

NATURAL RESOURCES

82-14
AS AMENDED

[illegible]

Permitted subject to applicable Code Requirements
 Permitted subject to Special Development Regulations, pursuant to Section 25-7.
 Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
 Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
 A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS RESIDENTIAL: CONVENTIONAL DEVELOPMENT

USE CLASSIFICATION											ZONING DISTRICTS														
RESIDENTIAL: CONVENTIONAL DEVELOPMENT											AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	G1	GI	ORI	
1.	Single Family Detached Dwellings, including Manufactured and Mobile Homes										P	P	P	P	P	P	P	P	P	P	P				
2.	Lot Line Dwellings															P	P								
3.	Semi-Detached Dwellings															P	P	P	P	P	P				
4.	Duplex Dwellings															P	P	P	P	P	P				
5.	Patio/ Court/ Atrium Dwellings															P									
6.	Townhouse Dwellings																								
7.	Multiplex Dwellings																								
8.	Row Duplex Dwellings																								
9.	Garden Apartment Dwellings																								
10.	Mid-Rise Apartment Dwellings																								
11.	High-Rise Apartment Dwellings																								
12.																									
13.																									
14.																									
15.																									

82-14
AS AMENDED

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS RESIDENTIAL: CONVENTIONAL DEVELOPMENT WITH OPEN SPACE

USE CLASSIFICATION		ZONING DISTRICTS												
RESIDENTIAL: CONVENTIONAL DEVELOPMENT WITH OPEN SPACE (COS)		AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	L1	G1
Single family detached dwellings, including Manufactured and Mobile Homes				SD	SD	SD	SD							
Lot Line Dwellings					SD	SD	SD							
Semi-Detached Dwellings					SD	SD	SD							
Duplex Dwellings					SD	SD	SD							
Patio/ Court/ Atrium Dwellings					SD	SD	SD							
Townhouse Dwellings					SD	SD	SD							
Multiplex Dwellings						SD	SD							
Row Duplex Dwellings						SD	SD							
Garden Apartment Dwellings						SD	SD							
Mid-Rise Apartment Dwellings							SD							
High-Rise Apartment Dwellings							SE							

P Permitted subject to applicable Code Requirements
SD Permitted subject to Special Development Regulations, pursuant to Section 25-7
SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8
I Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
A blank cell indicates that the use is not permitted

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AS AMENDED

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS RESIDENTIAL: PLANNED RESIDENTIAL DEVELOPMENT

USE CLASSIFICATION												
RESIDENTIAL: PLANNED RESIDENTIAL DEVELOPMENT (PRD)												
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.
Single Family Detached Dwellings, including Manufactured and Mobile Homes												
Lot Line Dwellings												
Semi-Detached Dwellings												
Duplex Dwellings												
Patio/ Court/ Atrium Dwellings												
Townhouse Dwellings												
Multiplex Dwellings												
Row Duplex Dwellings												
Garden Apartment Dwellings												
Mid-Rise Apartment Dwellings												
High-Rise Apartment Dwellings												
MOBILE HOME DEVELOPMENT (MHD)												
AG RR R1 R2 R3 R4 VR VB B1 B2 B3 CI GI ORI												

- 16. P Permitted subject to applicable Code Requirements
- 17. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
- 18. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
- 19. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
- 20. A blank cell indicates that the use is not permitted.

82-14 AS AMENDED

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

	USE CLASSIFICATION										ZONING DISTRICTS									
	RESIDENTIAL: TRANSIENT HOUSING																			
1.	RESIDENTIAL: TRANSIENT HOUSING	Boarding Homes and Tourist Homes	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	G1	OR1				
2.			P						P	P	P	P	P							
3.																				
4.																				
5.			SE										P							
6.		Cottage Houses	SE	SE	SE	SE	SE	SE	SE											
7.		Country Inns and Resorts	SE	SE	SE	SE	SE	SE	SE	P	P	P	P							
8.		Group Homes	SE	SE	SE	SE	SE	SE	SE											
9.		Hotels and Motels								P		P	P							
10.	Nursing Homes	Nursing Homes	SE	SE	SE	SE	P	P	SE	SE	SE	P	P							
11.																				
12.																				
13.																				
14.																				
15.																				

P Permitted subject to applicable Code Requirements
SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

RETAIL TRADE

USE CLASSIFICATION

ZONING DISTRICTS

AS AMENDED

	RETAIL TRADE	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	CI	G1	OR1
1. RETAIL TRADE															
2. Antique Shops, Art Galleries and Museums	SE								P	P	P	P	P		
3. Auction Houses, Animal	SE								SE				SE	P	P
4. Auction Houses, other than Animal									P			P	P	P	
5. Christmas Tree Sales	T	T	T	T	T	T	T	T	T	T	T	T	T	T	
6. Convenience Goods Stores							SD		P	P	P	P	P		
7. Farmers Co-ops	P								P	P	P	P	P	P	
8. Feed and Grain Mills	P								P				P	P	
9. General Merchandise Stores									P			P	P		
10. Liquor Stores									P			P	P	P	
11. Integrated Community Shopping Centers (ICSC)										SD		SD	SD		
12. Shopping Centers									P	P	P	P	P		
13. Shoppers Merchandise Stores									P		P	P	P	P	
14. Specialty Shops							SD	SE	P	P	P	P	P	P	

16. P Permitted subject to applicable Code Requirements
17. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
18. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
19. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
20. A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

SERVICES

82-14

USE CLASSIFICATION

ZONING DISTRICTS

AS AMENDED

SERVICES	AG	RR	R1	R2	R3	R4	VP	VB	B1	B2	B3	CI	GI	ORI
Blacksmith	P							P			P	P	P	
Business Services, including Commercial Schools								P	P	P	P	P		P
Construction Services and Suppliers	SE							SE			P	P	P	
Financial, Insurance and Real Estate Services								P	P	P	P	P		P
Funeral Homes and Morticians	SE							P		P	P	P		
Health Services and Medical Clinics								P		P	P	P		P
Kennels and Pet Grooming	SE							SE	SE	SE	P	P		
Personal Services						SD	SE	P	P	P	P	P		
Professional Services						SD	SE	P	P	P	P	P		P
Restaurants						SD		SE	SE	P	P	P		
Veterinary Clinic or Hospital	SE							P		SE	P	P		

P Permitted subject to applicable Code Requirements
SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
A blank cell indicates that the use is not permitted.

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AS AMENDED

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS TRANSPORTATION, COMMUNICATIONS AND UTILITIES

	USE CLASSIFICATION				ZONING DISTRICTS											
	TRANSPORTATION, COMMUNICATIONS AND UTILITIES - 1 (TCU)	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	G1	ORI	
1. Aircraft Landing and Storage, Private	SE												SE	SE		
2. Airports, General Aviation													SE	SE		
3. Ambulance Services, Commercial								P				P	P			
4. Bus Depot												P	P			
5. Communication and Broadcasting Stations	SE								P		P	P	P			
6. Communication and Broadcasting Towers	SE										SE	SE	P	P		
7. Electrical Transmission Lines of 69,000 Kilowatts or Greater and Telephone Microwave Facilities	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE
8. Freight Terminal												P	P	P		
9. Helistops	P												P	P		
10. Highway Maintenance Facilities	P								P			P	P	P		
11. Interstate and Intrastate Pipelines	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE
12. Power and Regeneration Plants															P	

16. P Permitted subject to applicable Code Requirements
17. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
18. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
19. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
20. A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS TRANSPORTATION, COMMUNICATIONS AND UTILITIES.

	USE CLASSIFICATION										ZONING DISTRICTS									
	TRANSPORTATION, COMMUNICATIONS AND UTILITIES - 2 (TCU)																			
1.																				
2.																				
3.	Public Utility Facilities, Sanitary Landfills and Sewage Treatment Plants																			
4.	Solid Waste Transfer Stations																			
5.	Taxi Stands																			
6.	Train Stations																			
7.	Truck Stops or Terminals																			
8.																				
9.																				
10.																				
11.																				
12.																				
13.																				
14.																				
15.																				
16.																				
17.																				
18.																				
19.																				
20.																				

P Permitted subject to applicable Code Requirements
SD Permitted subject to Special Development Regulations, pursuant to Section 25-7.
SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8.
T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7.
A blank cell indicates that the use is not permitted.

TABLE 1. PRINCIPAL PERMITTED USES FOR SPECIFIC ZONING DISTRICTS

WAREHOUSING, WHOLESALING AND PROCESSING

82-14 AS AMENDED

USE CLASSIFICATION		ZONING DISTRICTS													AS AMENDED
	WAREHOUSING, WHOLESALING AND PROCESSING	AG	RR	R1	R2	R3	R4	VR	VB	B1	B2	B3	C1	GI	ORI
2.															
3.	WHOLESALE, Slaughterhouses	SE											P	P	
4.	Bottling Plants												P	P	
5.	Carpet or Rug Cleaning												P	P	
6.	Creamery, Cold Storage	P							P		P	P	P	P	
7.	Industrial Laundry and Dry Cleaning												P	P	
8.	Lab Research, Experimental or Testing	SE							P				P	P	P
9.	Petroleum and Gas Products, Sales or Under-ground Storage not to exceed 25,000 gallons capacity											SE	P	P	
10.	Petroleum and Gas Products Storage Above Ground and Underground in excess of 25,000 gallons capacity													SE	
11.	Warehousing and Wholesaling, Processing and Distribution								P				P	P	P
12.															
13.															
14.															
15.															

- 16. P Permitted subject to applicable Code requirements
- 17. SD Permitted subject to Special Development Regulations, pursuant to Section 25-7
- 18. SE Permitted subject to Special Exception Regulations, pursuant to Section 25-8
- 19. T Permitted subject to Temporary Use Regulations, pursuant to Section 25-5.7
- 20. A blank cell indicates that the use is not permitted

1 SECTION 25-6.3 REQUIREMENTS FOR SPECIFIC DISTRICTS. This
2 section sets forth the requirements for specific districts and
3 includes the minimum lot area, area per dwelling or family unit,
4 parcel area, lot width, yards, setbacks and maximum building
5 height allowed for uses permitted for each district. Uses
6 permitted under the Special Development Regulations shall also
7 comply with the requirements contained in Section 25-7 (Special
8 Development Regulations).

9 (a) AG - AGRICULTURAL DISTRICT.

10 (1) Purpose. This district supports agriculture as
11 the primary use by providing large areas suitable for agriculture
12 and related uses. Low density residential development is also
13 permitted.

14 (2) General Regulations. Minimum lot area, area per
15 dwelling or family unit, building setback from adjacent
16 residential lot lines, lot width, front, side and rear yard and
17 maximum building height, as displayed in Table II, shall apply
18 subject to other requirements of this Code.

19 (3) Specific Regulations. The following uses are
20 permitted subject to the additional requirements below:

21 (A) Agriculture, provided all buildings
22 associated with this use including farm houses, barns and silos
23 meet the required minimum setbacks for principal uses. The
24 operation of machinery when used for agricultural activities
25 shall be permitted at any time. Buildings in which animals are
26 housed or kept shall comply with the following setbacks from
27 adjacent residential lots.

28	<u>Number of</u>	<u>Setback from Adjacent</u>
29	<u>Animal Units</u>	<u>Residential Lot (in feet)</u>
30	1 - 2	50
31	3 - 10	100
32	11 or more	200

(B) Residential development, on parcels as

1 described in the land records of February 8, 1977, as provided
2 below:

3 (i) One (1) lot shall be permitted on any
4 parcel of land that is less than eleven (11) acres.

5 (ii) Two (2) lots shall be permitted on any
6 parcel of land that is from eleven (11) to nineteen and
7 ninety-nine one hundreths (19.99) acres.

8 (iii) An additional lot shall be permitted for
9 each additional ten (10) acres in excess of twenty (20).

10 (iv) An additional lot shall be permitted for
11 any member of the immediate family of persons who were individual
12 owners of record (not corporate, partnership or joint venture-
13 owners) of the parcel. Immediate family shall be limited to
14 fathers, mothers, brothers, sisters, sons and daughters.

15 (v) Any new lot created pursuant to (B) (i)-
16 (iv) above shall be a minimum of two (2) acres.

17 (vi) The development rights created herein
18 may be transferred pursuant to Subsection (C) below.

19 (C) Development rights established in Subsection
20 (B) may be transferred from one parcel to another parcel, either
21 contiguous thereto or within five hundred (500) feet therefrom,
22 within this district in accordance with the following:

23 (i) All development rights shall be
24 transferrable except one (1) right for each existing dwelling
25 unit provided that in no event shall less than one (1) right be
26 retained with the parcel. The right to a family conveyance shall
27 not be transferrable.

28 (ii) Contiguous parcels under common
29 ownership may be considered one (1) parcel.

30 (iii) Development rights shall only be
31 transferred by agreement, deed, easement or other written
32 instrument which shall be recorded among the land records of

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1 the County. The document shall limit future development in
2 accordance with these provisions.

3 (D) Panhandle lots may be permitted if a common
4 access is provided to a public road for not more than four (4)
5 lots and in accordance with the following criteria:

6 (i) Width at public roads:

7 (a) Single panhandles, 25 feet.

8 (aa) Double panhandles shall be 12.5
9 feet each, for a total of 25 feet.

10 (aaa) Triple panhandles shall be 12.5
11 feet each, for a total of 37.5 feet.

12 (aaaa) Quadruple panhandles shall be 12.5
13 feet each, for a total of 50 feet.

14 (ii) Panhandles shall be a maximum of seven
15 hundred (700) feet.

16 (E) Conversion of existing single family detached
17 dwellings to accommodate not more than four (4) dwelling units
18 shall be permitted in accordance with the following:

19 (i) A minimum lot size of two (2) acres, and

20 (ii) The lot shall contain at least one (1)
21 acre for each dwelling unit, and

22 (iii) A minimum of two (2) off-street parking
23 spaces is provided for each dwelling unit.

24 (F) Extraction Activities, provided that:

25 (i) Upon filing an application with the
26 State Department of Natural Resources, the applicant shall file a
27 copy of the application with the Department of Planning and
28 Zoning.

29 (ii) Extraction activities shall be screened
30 from adjacent residential lots and public roads pursuant to
31 Section 25-5.8(c) (Buffer Use and Requirements) or by a planted
32 earth berm not less than six (6) feet in height and fifteen (15)
feet in width.

1. DESIGN REQUIREMENTS FOR SPECIFIC USES

2. Table II

AG-AGRICULTURAL DISTRICT

82-14
AS AMENDED

3.	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
4.									
5.									
6.									
7.	Amusements/Industrial/ Institutional/Motor Vehicle	2 acres	-	50	100	50	40	80	30 feet
8.	Natural Resources	2 acres	-	50 bldg.	-	-	-	-	35 feet
9.	RESIDENTIAL: CONVENTIONAL								
10.	Lots recorded prior to 2-8-77	20,000 sq.ft.	-	-	100	40	20	50	35 feet or 3 stories
11.	Lots recorded on or after 2-8-77	2 acres	2 acres	-	200	50	40	80	35 feet or 3 stories
12.	Transient Housing	2 acres	3,000 sq.ft.	-	100	50	40	80	35 feet or 3 stories
13.	Retail Trade/Services	2 acres	-	50	100	50	40	80	30 feet
14.	TCU/ Warehousing	5 acres	-	200	200	100	80	80	30 feet
15.									
16.									
17.									
18.									
19.									
20.									

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

(b) RR - RURAL RESIDENTIAL DISTRICT.

(1) Purpose. This district is intended to acknowledge and protect existing concentrations of residential development; provide limited opportunities for low density residential uses where not in conflict with agricultural activities; protect the open character of the land; and restrict piecemeal development in areas where public services are not reasonably anticipated.

(2) General Regulations. Minimum lot area, area per dwelling or family unit, building setback from adjacent residential lot lines, lot width, front, side and rear yard and maximum building height, as displayed in Table III, shall apply subject to other requirements of this Code.

(3) Specific Regulations. The following uses are permitted subject to the additional requirements below:

(A) Agriculture, on a lot of two (2) acres or more provided not more than one (1) animal unit per acre shall be permitted. Buildings in which animals are housed or kept shall comply with the following setbacks from adjacent residential lots.

<u>Number of Animal Units</u>	<u>Setback from Adjacent Residential Lot (in feet)</u>
1 - 2	100
3 - 10	150
11 or more	200

(B) Residential development, at a density of one (1) dwelling unit per two (2) acres.

(C) Dwelling units and Manufactured Homes, when on a permanent foundation.

(D) Conversion of existing single family detached dwellings to accommodate not more than two (2) families, provided that any such use shall have a minimum lot area of one (1) acre per family. Parking on site shall be provided at a minimum of two (2) spaces per dwelling unit.

1. DESIGN REQUIREMENTS FOR SPECIFIC USES
 2. Table III RR-RURAL, RESIDENTIAL DISTRICT

82-14
 AS AMENDED

3.	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
8.	Amusement	5 acres	-	100	200	50	40	80	30 feet
9.	Institutional	2 acres	-	50	100	50	50	50	30 feet
10.	Natural Resources	2 acres	-	50 bldg.	-	-	-	-	35 feet
11.	RESIDENTIAL: CONVENTIONAL								
12.	Lots recorded prior to 2-8-77	20,000 sq. ft.	-	-	100	40	15	50	35 feet or 3 stories
13.	Lots recorded on or after 2-8-77	60,000 sq. ft.	2 acres	-	150	50	40	60	35 feet or 3 stories
14.	Transient Housing	15,000 sq. ft.	3,000 sq. ft.	-	100	50	20	50	35 feet or 3 stories
15.	TCU	5 acres	-	200	200	100	80	80	30 feet
16.									
17.									
18.									
19.									
20.									

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

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 AS AMENDED

(c) R1, R2, R3 and R4 - URBAN RESIDENTIAL DISTRICT.

(1) Purpose. These districts are intended to accommodate urban residential needs by providing for a wide range of densities and building types. Conventional Development with Open Space (COS) and Planned Residential Development (PRD) are permitted where open space and environmental features are provided or preserved.

(2) General Regulations. Minimum lot area, area per dwelling or family unit, building setback from adjacent residential lot lines, lot width, front, side and rear yard and maximum building height, as displayed in Tables IV through VII, shall apply subject to other requirements of this Code.

(3) Specific Regulations. The following uses are permitted subject to the additional requirements below:

(A) Agriculture, on a lot of two (2) acres or more provided not more than one (1) animal unit per acre shall be permitted. Agriculture shall be permitted as an interim use on any parcel pending its development for residential purposes. Buildings in which animals are housed or kept shall comply with the following setbacks from adjacent residential lots.

<u>Number of Animal Units</u>	<u>Setback from Adjacent Residential Lot (in feet)</u>
1 - 2	100
3 - 10	150
11 or more	200

(B) Urban residential uses, with densities ranging from 1.8 to 14.0 dwelling units per gross acre (du/ga) except high-rise apartment dwellings which may be developed to a maximum density of 30.0 dwelling units per gross acre (du/ga). The permitted density of development, the permitted dwelling unit types and design requirements shall depend upon whether the development is designed as a Conventional Development, Conventional Development with Open Space (COS) or Planned

Residential Development (PRD).

(i) Conventional Development. Conventional residential development shall be permitted as of right in all urban residential districts.

(ii) Conventional Development with Open Space (COS) and Minimum Parcel Area. Conventional Development with Open Space shall be developed in accordance with the provisions of Section 25-7 (Special Development Regulations). The COS shall be permitted in all Urban Residential Districts. The minimum parcel areas (MPA) required shall be as follows:

<u>District</u>	<u>MPA</u>
R1	15 acres
R2	15 acres
R3	10 acres
R4	10 acres

(iii) Planned Residential Development (PRD) and Minimum Parcel Area. The PRD shall be developed in accordance with the provisions of Section 25-7 (Special Development Regulations). The PRD shall be permitted only in R3 and R4 districts. The minimum parcel area (MPA) required shall be as follows:

<u>District</u>	<u>MPA</u>
R3	10 acres
R4	5 acres

(iv) Maximum Density by District and Type of Development. The maximum density permitted shall be as follows:

<u>District</u>	<u>Conventional</u>	<u>COS</u>	<u>PRD</u>
R1	1.8 du/ga	2.0 du/ga	not permitted
R2	3.5 du/ga	4.5 du/ga	not permitted
R3	5.0 du/ga	7.0 du/ga	10.0 du/ga
R4	8.0 du/ga	10.0 du/ga	14.0 du/ga*

* The maximum density permitted for a high-rise apartment dwelling shall be 30.0 du/ga.

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- 1 (v) Dwelling Units Per Building Block. A
2 building block shall be a series of attached dwellings. The
3 number of dwelling units per building block shall be as follows:

4 <u>Dwelling Type</u>	5 Number of Dwelling Units Per 6 <u>Building Block</u>	
	7 <u>Minimum</u>	8 <u>Maximum</u>
9 Semidetached Dwelling	2	2
10 Patio/Court/Atrium Dwelling	2	6
11 Multiplex Dwelling	3	8
12 Townhouse Dwelling - R2	3	4
13 Townhouse Dwelling - R3/R4	3	8
14 Duplex Dwellings	2	2
15 Row Duplex Dwelling	2	12
16 Garden Apartment Dwelling	4	36
17 Mid-Rise Apartment Dwelling	8	60
18 High-Rise Apartment Dwelling	8	80,
19		except as
20		special
21		exception

- 22 (vi) Building Block Length. The maximum
23 length of a building block shall not exceed the following:

24 <u>Building Block Type</u>	25 Max. Length	26 Max. Length
	27 Without Off-set	28 With Off-set
	29 <u>(feet)</u>	30 <u>(feet)</u>
31 Townhouse Dwelling	75	160
32 Row Duplex Dwelling	75	160
33 Garden Apartment Dwelling	120	300
34 Mid-Rise Apartment Dwelling	100	300
35 High-Rise Apartment Dwelling	100	200

- 36 To exceed the maximum building block lengths provided herein, any
37 building length in excess of one hundred (100) feet of building

shall be subject to the following additional off-sets for each one hundred (100) feet or portion thereof:

<u>Height of Building</u>	<u>Minimum Off-set (Feet)</u>
2 Story	4
3 Story	8
4 Story or more	12

(vii) Distance Between Building Blocks. The following minimum distances are established for townhouses, patio/court/atrium, multiplexes, row duplex, garden, mid-rise and high-rise apartment buildings as follows:

<u>Building Block Walls</u>	<u>Distance Between Building Blocks (feet)</u>
Blank end wall to blank wall	20
Blank end wall to window wall	30
Window wall to window wall	55 or a distance equal to the sum of the height of the two (2) buildings, whichever is greater

(viii) Maximum Building Coverage. The maximum building coverage shall be as follows:

<u>Dwelling Types</u>	<u>Maximum Building Coverage (Percent of Total Lot)</u>
Patio/Court/Atrium, Semi-Detached, Townhouse, Multiplex and Row Duplex	40 percent
Garden, Mid-Rise and High-Rise Apartments	30 percent

(ix) Impervious Surface Ratio. The maximum impervious surface for any urban residential project shall not exceed sixty-five (65) percent of the total parcel area.

(x) Variation in Townhouse Width. The permitted width of a townhouse dwelling may be reduced by a maximum of four (4) feet for not more than twenty-five (25) percent of the dwelling units in any building block.

(xi) Variation in Patio/Court/Atrium Yard

1 Requirements. The front and rear yards required for the patio/
2 court/atrium building block may be waived when the following have
3 been provided:

4 (1) An area for utility services is
5 provided in the road right-of-way;

6 (2) Private atria or courts surrounded
7 by buildings or enclosed walls totalling twenty-five (25) percent
8 of the minimum lot requirement; and,

9 (3) All living spaces face the atria or
10 courts.

11 (C) Dwelling units and Manufactured Homes, when
12 on a permanent foundation.

13 (D) Conversion of existing single family detached
14 dwellings to accommodate not more than two (2) dwelling units
15 subject to a minimum lot area of five thousand (5,000) square
16 feet per dwelling unit. At least one of the units shall be
17 occupied by the owner thereof. Parking on site shall be provided
18 at a minimum of two (2) spaces per dwelling unit.

19 (E) Extraction activities in the R1 District,
20 provided that:

21 (i) Upon filing an application with the
22 State Department of Natural Resources, the applicant shall file a
23 copy of the application with the Department of Planning and
24 Zoning.

25 (ii) Extraction activities shall be screened
26 from adjacent residential lots and public roads pursuant to
27 Section 25-5.8(c) (Buffer Use and Requirements) or by a planted
28 earth berm not less than six (6) feet in height and fifteen (15)
29 feet in width.

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DESIGN REQUIREMENTS FOR SPECIFIC USES
R1-URBAN RESIDENTIAL DISTRICT

Table IV

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
1. Amusements	5 acres	-	100	200	50	40	80	30 feet
2. Institutional	2 acres	-	50	100	50	40	80	30 feet
3. Natural Resources	2 acres	-	50 building	-	-	-	-	35 feet
4. Residential: Conventional	20,000 sq. ft.	-	-	100	40	Total of 35	50	35 ft. or 3 stories
5. RESIDENTIAL: COS								
6. Single Family Detached	15,000 sq. ft.	-	-	80	35	Total of 30	40	35 ft. or 3 stories
7. Transient Housing	15,000 sq. ft.	3,000 sq. ft.	-	100	40	Total of 35	50	35 ft. or 3 stories
8. TCU	5 acres	-	200	200	100	80	80	30 feet
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21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

R2-URBAN RESIDENTIAL DISTRICT

[illegible]

General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

R2-URBAN RESIDENTIAL DISTRICT

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
8. RESIDENTIAL: COS (con't)								
9. Patio/Court/Atrium	6,000 sq.ft.	-	-	55	30	0	30	20 feet or 1 story
10. Townhouse (1)	2,800 sq.ft.	-	-	24	30	0	40	35 feet or 3 stories
11. Transient Housing	15,000 sq.ft.	3,000 sq.ft.	-	100	35	Total of 30	40	35 feet or 3 stories
12. TCU	5 acres	-	200	200	100	80	80	30 feet
13.								
14. 549								
15. 7 PAGE								
16.								
17. BOOK								
18.								
19.								
20.								

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

(1) Maximum of four (4) dwelling units per building block.

R3-URBAN RESIDENTIAL DISTRICT

[illegible]

NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

R-3 URBAN RESIDENTIAL DISTRICT

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
1. Lot Line	5,000 sq. ft.	-	-	50	25	0 to 5 total of 15	30	35 feet or 3 stories
2. Semi-Detached	5,000 sq. ft.	-	-	50	25	0 to 15	30	35 feet or 3 stories
3. Duplex	9,000 sq. ft.	4,500 sq. ft.	-	70	25	15	35	35 feet or 3 stories
4. Patio/Court/Atrium	4,000 sq. ft.	-	-	40	25	0	25	20 feet or 1 story
5. Townhouse	2,200 sq. ft.	-	-	18	25	0	40	35 feet or 3 stories
6. Townhouse-PRD ONLY	2,000 sq. ft.	-	-	18	25	0	40	35 feet or 3 stories
7. Multiplex	10,500 sq. ft.	3,500 sq. ft.	-	70	30	25	30	30 feet or 2 stories
8. Row Duplex	6,000 sq. ft.	3,000 sq. ft.	-	22	30	0	40	40 feet or 4 stories
9. Garden Apartment	9,600 sq. ft.	2,400 sq. ft.	-	120	30	20	40	35 feet or 3 stories
10. Mobile Home Development	10 acres	5,500 sq. ft.	50	200	20	Total of 20	20	20 feet or 1 story
11. Transient Housing	15,000 sq. ft.	3,000 sq. ft.	-	100	30	10	30	35 feet or 3 stories
12. TCU	5 acres	-	200	200	100	80	80	30 feet
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14.								
15.								
16.								
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21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

R4-URBAN RESIDENTIAL DISTRICT

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 AS AMENDED
 AS AMENDED

USE CLASSIFICATION		Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
6.	Amusements	5 acres	-	100	200	50	40	80	30 feet
7.	Institutional	2 acres	-	50	100	50	40	80	30 feet
8.	Natural Resources	2 acres	-	50 building	-	-	-	-	35 feet
9.	RESIDENTIAL: CONVENTIONAL								
10.	Single Family Detached	7,500 sq. ft.	-	-	60	25	10	35	35 feet or 3 stories
11.	Lot Line	7,000 sq. ft.	-	-	55	25	0 to 5 Total of 20	35	35 feet or 3 stories
12.	Semi Detached	6,000 sq. ft.	-	-	50	25	0 to 15	35	35 feet or 3 stories
13.	Duplex	10,000 sq. ft.	5,000 sq. ft.	-	70	25	15	35	35 feet or 3 stories
14.	Patio/Court/Atrium	4,500 sq. ft.	-	-	20	25	0	40	20 feet or 1 story
15.									
16.									
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1. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

R4-URBAN RESIDENTIAL DISTRICT

Table VII (Cont.)

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
RESIDENTIAL: COS and PRD								
Single Family Detached	6,000 sq. ft.	-	-	55	25	8 Total of 20	30	35 feet or 3 stories
Lot Line	4,000 sq. ft.	-	-	45	25	0 to 3 Total of 10	25	30 feet or 2 stories
Semi-Detached	4,000 sq. ft.	-	-	45	25	0 to 10	25	30 feet or 2 stories
Duplex	8,000 sq. ft.	4,000 sq. ft.	-	70	25	15	35	35 feet or 3 stories
Duplex-PRD only	6,000 sq. ft.	3,000 sq. ft.	-	70	25	15	35	35 feet or 3 stories
Patio/Court/Atrium	3,000 sq. ft.	-	-	40	25	0	20	20 feet or 1 story
Townhouse	2,000 sq. ft.	-	-	18	25	0	40	35 feet or 3 stories
Townhouse-PRD only	1,800 sq. ft.	-	-	18	25	0	40	35 feet or 3 stories
Multiplex	7,500 sq. ft.	2,500 sq. ft.	-	55	25	25	25	30 feet or 2 stories
Row Duplex	5,000 sq. ft.	2,500 sq. ft.	-	20	30	0	40	40 feet or 4 stories
Garden Apartment	7,200 sq. ft.	1,800 sq. ft.	-	110	30	20	30	35 feet or 3 stories
Mid-Rise Apartment	12,800 sq. ft.	1,600 sq. ft.	-	120	30	20	30	45 feet or 5 stories

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

DESIGN REQUIREMENTS FOR SPECIFIC USES

2. Table VII (CON't)

R-4 URBAN RESIDENTIAL DISTRICT

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AS AMENDED

4. 5. 6. 7.	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
8.	High-Rise Apartment	12,800 S.F.	1,200 S.F.	-	100	35	30	35	80 feet
9.	Mobile Home Development	10 acres	4,500 S.F.	50	200	20	10	20	20 feet or 1 story
10.	Transient Housing	15,000 S.F.	3,000 S.F.	-	100	30	10	30	35 feet or 3 stories
11.	TCU	5 acres	-	200	200	100	80	80	30 feet
12.									
13.									
14.									
15.									
16.									
17.									
18.									
19.									
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NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-6 through 25-8.

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AS AMENDED

1 (d) VR - VILLAGE RESIDENTIAL DISTRICT.

2 (1) Purpose. This district is intended to preserve
3 and enhance the character and function of established rural
4 settlements. This district allows residential uses on small lots
5 as well as certain business uses. Where appropriate, the
6 Historic District overlay zone may be used to achieve
7 architectural compatibility between old and new buildings.

8 (2) General Regulations. Minimum lot area, area per
9 dwelling or family unit, building setback from adjacent
10 residential lot lines, lot width, front, side and rear yard and
11 maximum building height, as displayed in Table VIII, shall apply
12 subject to other requirements of this Code.

13 (3) Specific Regulations. The following uses are
14 permitted subject to the additional requirements below:

15 (A) Agriculture, on a lot of two (2) acres or
16 more provided not more than one (1) animal unit per acre shall be
17 permitted. Buildings in which animals are housed or kept shall
18 comply with the following setbacks from adjacent residential
19 lots.

20	<u>Number of</u>	<u>Setback from Adjacent</u>
21	<u>Animal Units</u>	<u>Residential Lot (in feet)</u>
22	1 - 2	100
23	3 - 10	150
24	11 or more	200

25 (B) Residential development, at a density of
26 three (3) dwelling units per acre.

27 (C) Dwelling units and Manufactured Homes, when
28 on a permanent foundation.

29 (D) Conversion of existing single family detached
30 dwellings to accommodate not more than four (4) families,
31 provided that any such use shall have a minimum lot area of five
32 thousand (5,000) square feet per dwelling unit. Parking shall be

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1 provided at a minimum of one (1) space per dwelling unit.

2 (E) Retail trades and service uses, when in

3 buildings existing at the time of enactment of this Code,

4 provided any alteration of the building shall not exceed

5 twenty-five (25) percent of the gross floor area of the building.

6 No expansion shall decrease the distance of the building from the

7 road.

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1. DESIGN REQUIREMENTS FOR SPECIFIC USES

2. Table VIII VR - VILLAGE RESIDENTIAL DISTRICT

3.	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
4.	Institutional	20,000 S.F.	-	-	70	35	20	40	30 feet
5.	Natural Resources	2 acres	-	50 Building	-	-	-	-	35 feet
6.	RESIDENTIAL: CONVENTIONAL								
7.	Single-Family Detached	10,000 S.F.	-	-	70	25	10 Total of 25	40	35 feet or 3 stories
8.	Lot Line	7,500 S.F.	-	-	60	25	0 to 5 Total of 20	40	35 feet or 3 stories
9.	Semi-Detached	7,200 S.F.	-	-	60	25	0 to 15	40	35 feet or 3 stories
10.	Duplex	10,000 S.F.	5,000 S.F.	-	70	25	10 Total of 25	40	35 feet or 3 stories
11.	Transient Housing	15,000 S.F.	3,000 S.F.	-	100	30	10	30	35 feet or 3 stories
12.	Retail Trade/Services	10,000 S.F.	-	-	70	25	10	40	35 feet
13.	TCU	5 acres	-	200	200	100	80	80	30 feet
14.									
15.									
16.									
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18.									
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21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

82-14 AS AMENDED

82-14 AS AMENDED

(e) VB - VILLAGE BUSINESS DISTRICT.

(1) Purpose. This district is intended to provide business services to rural areas and to preserve and enhance the character and function of long-established rural settlements. This district compliments the VR by providing a mix of business and residential uses at an appropriate scale. Where appropriate, the Historic District overlay zone may be used to achieve architectural compatibility between old and new buildings.

(2) General Regulations. Minimum lot area, area per dwelling or family unit, building setback from adjacent residential lot lines, lot width, front, side and rear yard and maximum building height, as displayed in Table IX, shall apply subject to other requirements of this Code.

(3) Specific Regulations. The following uses are permitted subject to the additional requirements below:

(A) Agriculture, on a lot of two (2) acres or more provided not more than one (1) animal unit per acre shall be permitted. Buildings in which animals are housed or kept shall comply with the following setbacks from adjacent residential lots.

<u>Number of Animal Units</u>	<u>Setback from Adjacent Residential Lot (in feet)</u>
1 - 2	100
3 - 10	150
11 or more	200

(B) Dwelling as accessory to any business use, provided not more than one (1) dwelling unit for every two thousand (2,000) square feet of non-residential space and subject to a maximum of four (4) dwelling units, each with a minimum of six hundred (600) square feet of interior space per unit.

(C) Dwelling units and Manufactured Homes, when on a permanent foundation.

1 (D) Conversion of existing single family detached
2 dwellings to accommodate not more than four (4) families,
3 provided that any such use shall have a minimum lot area of five
4 thousand (5,000) square feet per dwelling unit. Parking shall be
5 provided at a minimum of two (2) spaces per dwelling unit.

6 (E) Motor Vehicle Filling or Service Stations and
7 Repair Shops, provided that:

8 (i) Pumps shall be at least thirty-five (35)
9 feet from all road rights-of-way.

10 (ii) All portions of the lot used for storage
11 or service of motor vehicles shall be paved with a hard surface.

12 (iii) No obstructions which limit visibility
13 at intersections or driveways shall be permitted.

14 (iv) Lighting shall be designed and
15 controlled so that any light shall be shaded, shielded, or
16 directed that the light intensity or brightness shall not
17 adversely affect the operation of vehicles or reflect into
18 residential buildings.

19 (v) No motor vehicle filling or service
20 station driveway shall be located less than four hundred (400)
21 feet from the property line of any public or private
22 institutional use including schools, houses of worship,
23 hospitals, parks or playgrounds.

24 (vi) Vehicles, except those vehicles used in
25 the operation of the business, may not be stored on the property
26 for more than ninety (90) days.

27 (G) Use limitations. All business uses in this
28 district shall be subject to the following:

29 (i) The maximum area for any business use
30 shall be not more than two (2) acres, except shopping centers,
31 agricultural services and construction equipment sales and
32 service.

1 (ii) The maximum building coverage and
2 impervious surface standards shall be as follows:

3 Maximum Building Coverage - 40 percent of lot

4 Maximum Impervious Surface - 85 percent of lot

5 (iii) Shopping Centers when containing less
6 than six (6) business uses and a gross floor area of less than
7 fifteen thousand (15,000) square feet. Any shopping center shall
8 be reviewed by the Historic District Commission to determine
9 architectural compatibility in scale, massing, surface treatment
10 and details with the existing village architecture.

11 (iv) Enclosed Building. All uses permitted
12 shall be conducted within an enclosed building, except parking,
13 loading, unloading, incidental storage, display or as otherwise
14 permitted.

15 (v) Storage Restriction. Outside storage of
16 material or equipment shall be permitted provided such storage
17 does not cover more than thirty-five (35) percent of the lot area
18 and shall not be within the required front yard.

19 (vi) Screening Requirements. Outside storage
20 shall be screened from any public road or any adjacent
21 residential lot. Such screening shall consist of landscaping,
22 walls or solid fencing of a height of at least six (6) feet and
23 shall be continuous to prevent visibility of stored material or
24 equipment.

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1. DESIGN REQUIREMENTS FOR SPECIFIC USES

2. Table IX VB - VILLAGE BUSINESS DISTRICT

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AS AMENDED

3.	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
4.	Amusements	10,000 sq. ft.	-	-	70	25	10	40	35 feet
5.	Institutional/ Motor Vehicle	20,000 sq. ft.	-	-	70	35	20	40	30 feet
6.	Natural Resources	2 acres	-	50 Bldg.	-	-	-	-	35 feet
7.	Residential: Conventional Single Family Detached	10,000 sq. ft.	-	-	70	25	Total 25	40	35 feet or 3 stories
8.	Lot Line	7,500 sq. ft.	-	-	60	25	0 to 5 Total 20	40	35 feet or 3 stories
9.	Semi-Detached	7,200 sq. ft.	-	-	60	25	0 to 15 Total 25	40	35 feet or 3 stories
10.	Duplex	10,000 sq. ft.	5,000 sq. ft.	-	70	25	Total 25	40	35 feet or 3 stories
11.	Transient Housing	15,000 sq. ft.	3,000 sq. ft.	-	100	25	10	30	35 feet or 3 stories
12.	Retail Trade/Services	10,000 sq. ft.	-	-	50	25	10	40	35
13.	TCU	10,000 sq. ft.	-	-	50	25	10	40	30
14.	Highway Maintenance/Public Utility Facilities	5 acres	-	200	200	100	80	80	30
15.	Warehousing	20,000 sq. ft.	-	50	70	40	20	40	30

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

82-14
AS AMENDED

1 (f) B1, B2 AND B3 BUSINESS DISTRICTS.

2 (1) Purpose. The B1, B2 and B3 Districts are intended
3 to provide sufficient and convenient locations for business uses
4 that serve the needs of local neighborhoods and communities and
5 the traveling public.

6 (A) B1 Neighborhood Business District. This
7 district is intended to provide limited retail and service
8 facilities convenient to residential neighborhoods. To this end,
9 uses are limited primarily to convenience goods and services
10 satisfying the household and personal needs of the residents of
11 abutting residential neighborhoods. Standards are established
12 compatible with low density residential districts, resulting in
13 similar building bulk and low concentration of vehicular
14 traffic.

15 (B) B2 Community Business District. This
16 district is intended to provide a wider range and scale of
17 retail, business and service uses than are permitted in the B1
18 District and is oriented to serve several neighborhoods. The
19 intensity of development as well as the concentration of
20 vehicular traffic is greater than the B1 District.

21 (C) B3 General Business District. The purpose of
22 this district is to provide a wide range of retail, service and
23 business uses serving local and county-wide area. Such
24 activities are generally located along arterial roads.

25 (2) General Regulations. Minimum lot area, area per
26 family, building setback from adjacent residential lot lines, lot
27 width, front, side and rear yard and maximum building height.
28 The following minimum requirements, displayed in Tables X through
29 XII, shall apply subject to other requirements of this Code.

30 (3) Specific Regulations. The following uses are
31 permitted in each business district subject to the additional
32 requirements below:

1 (A) Agriculture, on a lot of two (2) acres or
2 more provided not more than one animal unit per acre shall be
3 permitted. Buildings in which animals are housed or kept shall
4 comply with the following setbacks from adjacent residential
5 lots.

6	<u>Number of</u> <u>Animal Units</u>	<u>Setback from Adjacent</u> <u>Residential Lot (in feet)</u>
7	1 - 2	100
8	3 - 10	150
9	11 or more	200

10 (B) Residential uses as an accessory use, in
11 accordance with the following:

12 (i) Not more than one (1) dwelling unit for
13 any business lot provided said lot is a minimum of twenty
14 thousand (20,000) square feet.

15 (ii) The dwelling unit shall conform to the
16 setback requirements of the principal use.

17 (C) Dwelling units and Manufactured Homes, when
18 on a permanent foundation.

19 (D) Shopping Center, provided it contains less
20 than six (6) business uses and the gross floor area is less than
21 twenty thousand (20,000) square feet. Shopping Centers on
22 parcels of three (3) acres or more, or in excess of any of the
23 above noted provisions, shall be developed as an Integrated
24 Community Shopping Center (ICSC) in accordance with Section
25 25-7.2(e)(Special Development Regulations).
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(E) Lot Coverage. The building coverage and impervious surface standards shall be as follows:

<u>District</u>	<u>Maximum Building Coverage (percentage of total lot)</u>		<u>Maximum Impervious Surface For All Uses (Percent of total lot)</u>
	Individual Uses or Shopping Center	Integrated Community Shopping Center	
B1	25	35	80
B2	30	40	85
B3	35	45	85

(F) Modification of Height Requirement. Maximum building height may be exceeded if side and rear yards are increased in width and depth by one (1) additional foot for every one (1) foot of excess height.

(G) Use Limitations. The permitted uses in the business districts shall comply with the following:

(i) Enclosed Building. All uses permitted shall be conducted within an enclosed building, except parking, loading, unloading, incidental storage, display or as otherwise permitted.

(ii) Storage Restriction. Outside storage of material or equipment shall not be permitted in the B1 and B2 districts. Outside storage shall be permitted in the B3 district provided such storage does not cover more than thirty-five (35) percent of the lot area and shall not be within the required front yard. Outside storage for the following uses may exceed thirty-five (35) percent of the lot area when located not less than two hundred (200) feet from any residential district:

(a) Building material sales yards, including concrete mixing, lumber yard, including millwork, contractor's equipment storage yard or plant, or rental of

1 equipment commonly used by contractors, storage and sale of
2 livestock feed, and/or solid fuel, provided dust is effectively
3 controlled; and storage yards for vehicles of a delivery or
4 draying service, and public utility yards for construction,
5 maintenance or storage.

6 (b) Carnivals, circuses, concerts or
7 public events.

8 (c) Inflammable liquids, underground
9 storage only, not to exceed twenty-five thousand (25,000)
10 gallons.

11 (d) Liquefied petroleum products,
12 provided that said products are stored in tanks which meet the
13 ASME Code Design Approval and said storage shall comply with the
14 rules and regulations of the latest edition of the N.F.P.A. No.
15 58 Standard for the storage and handling of liquefied petroleum
16 gases, including any revisions thereof, and that the extent of
17 such installation shall not exceed thirty thousand (30,000)
18 gallons water capacity.

19 (iii) Screening Requirement. Outside storage
20 shall be screened from any public road or any adjacent
21 residential lot. Such screening shall consist of landscaping,
22 walls or solid fencing of a height of at least six (6) feet and
23 shall be continuous to prevent visibility of the stored material
24 or equipment.

25 (H) Motor Vehicle Filling or Service Stations and
26 Repair Shops, in the B2 and B3 districts provided that:

27 (i) Pumps shall be at least twenty-five (25)
28 feet from all road rights-of-way.

29 (ii) All portions of the lot used for storage
30 or service of motor vehicles shall be paved with a hard surface.

31 (iii) No obstructions which limit visibility
32 at intersections or driveways shall be permitted.

1 (iv) Lighting shall be designed and
2 controlled so that any light shall be shaded, shielded, or
3 directed that the light intensity or brightness shall not
4 adversely affect the operation of vehicles or reflect into
5 residential buildings.

6 (v) No motor vehicle filling or service
7 station driveway shall be located less than four hundred (400)
8 feet from the property line of any public or private
9 institutional use including schools, houses of worship,
10 hospitals, parks or playgrounds.

11 (vi) Vehicles, except those vehicles used in
12 the operation of the business may not be stored on the property
13 for more than ninety (90) days.
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1. DESIGN REQUIREMENTS FOR SPECIFIC USES
 B2 - COMMUNITY BUSINESS DISTRICT

2. Table XI

82-14
 AS AMENDED

	USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
3.	Amusements	-	-	-	50	25	10	35	35 feet
4.	Institutional/Motor Vehicle	15,000sq.ft.	-	-	50	30	20	40	35 feet
5.	Natural Resources	2 acres	-	50 Bldg.	-	-	-	-	35 feet
6.	Residential: Conventional	7,500sq.ft.	-	-	60	30	10	40	35 or 3 stories
7.	Transient Housing	10,000sq.ft.	3,000 sq.ft.	-	70	30	10	40	35 or 3 stories
8.	Hotel/Motel	40,000sq.ft.	1,000 sq.ft.	20	100	30	20	40	35 or 3 stories
9.	Retail Trade/Services	-	0	20	50	25	5	35	35 feet
10.	TCU	10,000sq.ft.	-	50	50	25	10	40	30 feet
11.	Highway Maintenance/Public Utility Facilities, Landfills and Sewage Treatment Plants.	2 acres	-	200	100	80	50	50	30 feet
12.									
13.									
14.									
15.									
16.									
17.									
18.									
19.									

NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

82-14
 AS AMENDED

1.

DESIGN REQUIREMENTS FOR SPECIFIC USES

B3 - GENERAL BUSINESS DISTRICT

2. Table XII

82-14
AS AMENDED

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
3. USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
4.								
5.								
6.								
7.								
8. Amusements	-	-	-	50	25	10	35	35 feet
9. Institutional/Motor Vehicle	20,000sq.ft.	-	-	70	30	20	40	35 feet
10. Natural Resources	2 acres	-	50 Bldg.	-	-	-	-	35 feet
11. Residential: Conventional	7,500sq.ft.	-	-	60	30	10	40	35 feet or 3 stories
12. Apartments	5 acres	1,245 sq.ft.	-	110	30	30	35	80 feet
13. Transient Housing	10,000sq.ft.	2,000 sq.ft.	-	70	30	10	40	35 feet or 3 stories
14. Hotel/Motel	40,000sq.ft.	1,000 sq.ft.	25	100	30	20	40	35 feet or 3 stories
15. Retail Trade/Services	-	-	25	50	25	5	35	35 feet
16. TCU	10,000sq.ft.	-	50	50	25	10	40	30 feet
17. Highway Maintenance, Public Utility Facilities, Landfills & Sewage Treatment Plants	2 acres	-	200	100	80	50	50	30 feet
18. Warehousing, Wholesaling and Processing	40,000sq.ft.	-	50	100	30	20	40	30 feet
19.								

20. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

21.

82-14
AS AMENDED

1 (g) CI, GI, AND ORI INDUSTRIAL DISTRICTS.

2 (1) Purpose.

3 (A) CI Commercial Industrial District. This
4 district is intended for industrial, office and business uses of
5 a moderate scale and intensity.

6 (B) GI General Industrial District. This
7 district is intended for industrial uses of a larger scale or
8 more intensive processing with large areas of uncovered storage
9 which may generate substantially more impact on surrounding
10 properties than intended in the Commercial Industrial District.

11 (C) ORI Office/Research Industrial District.
12 This district is intended for industrial, office and research
13 uses compatible with adjacent residential uses. Business and
14 highway oriented uses are not permitted.

15 (2) General Regulations. Minimum lot area, area per
16 dwelling or family unit, building setback from adjacent
17 residential lot lines, lot width, front, side and rear yard and
18 maximum building height, as displayed in Tables XIII, XIV, XV,
19 shall apply subject to other requirements of this Code.

20 (3) Specific Regulations Applicable to Industrial
21 Districts. The following uses are permitted subject to the
22 additional requirements below:

23 (A) Agriculture, subject to the minimum setback
24 requirements.

25 (B) Residential uses in accordance with the
26 following:

27 (i) Not more than one dwelling unit for any
28 industrial or business lot.

29 (ii) The dwelling unit shall conform to the
30 setback requirements of the principal use.

31 (C) Motor vehicle filling or service stations and
32 repair shops, in the CI District, provided that:

(i) Pumps shall be at least twenty-five (25) feet from all road rights-of-way.

(ii) All portions of the lot used for storage or service of motor vehicles shall be paved with a hard surface.

(iii) No obstructions which limit visibility at intersections or driveways shall be permitted.

(iv) Lighting shall be designed and controlled so that any light shall be shaded, shielded, or directed that the light intensity or brightness shall not adversely affect the operation of vehicles or reflect into residential buildings.

(v) No motor vehicle filling or service station driveway shall be located less than four hundred (400) feet from the property line of any public or private institutional use, including schools, houses of worship, hospitals, parks or playgrounds.

(vi) Vehicles, except those vehicles used in the operation of the business or stored pending insurance settlement may not be stored on the property for more than ninety (90) days.

(D) Extraction activities in the CI and GI Districts, provided that:

(i) Upon filing an application with the State Department of Natural Resources, the applicant shall file a copy of the application with the Department of Planning and Zoning.

(ii) Extraction activities shall be screened from adjacent residential lots and public roads pursuant to Section 25-5.8(c) (Buffer/Use and Requirements) or by a planted earth berm not less than six (6) feet in height and fifteen (15) feet in width.

(E) Design Requirements. The following design requirements shall apply in the CI, GI, or ORI Districts:

(i) Lot Coverage. The maximum building coverage and maximum impervious surface standards shall be as follows:

1		BOOK 7 PAGE 572	Maximum Impervious
2		Maximum Building Coverage	Surface (Percent of
3	<u>District</u>	<u>(Percent of Total Lot)</u>	<u>Total Lot)</u>
4	CI	50	85
5	GI	60	90
6	ORI	45	80

7 (ii) Parking. All parking or loading facilities
8 shall be accommodated on the lot. All roads and parking areas
9 shall be provided with an all-weather, dustless surface.

10 (F) Modification of Height Requirements. Maximum
11 building height may be exceeded if side and rear yards are
12 increased in width and depth by one (1) additional foot for every
13 one (1) foot of excess height.

14 (G) Use Limitations within the Commercial Industrial
15 District. Any use permitted within the Commercial Industrial
16 District shall be subject to the following:

17 (i) Enclosed Building. All uses permitted shall
18 be conducted within an enclosed building, except for parking,
19 loading, unloading, incidental storage, display or as otherwise
20 permitted.

21 (ii) Outside Storage Restriction. Outside storage
22 of materials or equipment not enclosed within a building or
23 structure shall not cover more than fifty (50) percent of the
24 area and shall not be within the required front yard. Outside
25 storage for the following uses may exceed fifty (50) percent of
26 the lot area when located not less than two hundred (200) feet
27 from any residential district.

28 (a) Building material sales yards including
29 concrete mixing, lumber yard including millwork, contractor's
30 equipment storage yard or plant, or rental of equipment commonly
31 used by contractors, storage and sale of livestock feed, and/or
32 solid fuel, provided dust is effectively controlled; and storage

yards for vehicles of a delivery service, and public utility yards for construction, maintenance or storage.

(b) Carnivals, circuses, concerts, or public events.

(c) Inflammable liquids, underground storage only, not to exceed twenty-five thousand (25,000) gallons.

(d) Liquefied petroleum products, provided that said products are stored in tanks which meet the ASME Code Design Approval and said storage shall comply with the rules and regulations of the latest edition of the NFPA No. 58 Standard for the storage and handling of liquefied petroleum gases, including any revisions thereof, and that the extent of such installation shall not exceed thirty thousand (30,000) gallons water capacity.

(iii) Retail Trade Uses. Retail trade uses are permitted provided that not more than two (2) retail trade uses are on any single lot.

(iv) Screening Requirement. The outside storage area shall be screened from a public arterial or collector road or any adjacent residential district. Such screening shall consist of landscaping, walls or solid fencing of a height of at least six (6) feet and shall be continuous to prevent visibility of the stored material or equipment.

(v) No use shall be permitted to be established or maintained which by reason of its nature or manner of operation is or may become hazardous, objectionable or offensive, by explosion, or the emission of odor, dust, smoke, cinders, gas, fumes, noise, vibration, refuse matter or water-carried waste as determined by State or County Department of Health and Mental Hygiene or State Fire Marshal.

(H) Use Limitations within the General Industrial District. Any use permitted in the General Industrial District shall be subject to the following:

1 (i) Outside Storage Restriction. Outside storage
2 of materials or equipment shall not exceed seventy (70) percent
3 of the lot area.

4 (ii) Screening Requirement. The outside storage
5 area shall be screened to fifty (50) percent capacity from an
6 arterial or collector road or adjacent residential district.
7 Such screening shall consist of landscaping, walls, topographic
8 break or fencing of a height of at least six (6) feet.

9 (iii) Office and Retail Trade Limitations. Office
10 and retail trade uses may be permitted when part of an overall
11 development plan approved by the Department of Planning and
12 Zoning for the entire parcel. Office uses may occupy up to ten
13 (10) percent of parcel area, retail trade uses up to five (5)
14 percent.

15 (I) Use Limitations within the ORI Districts. Any use
16 permitted within the Office/Research Industrial District shall be
17 subject to the following:

18 (i) Enclosed Building. All uses permitted shall
19 be conducted within an enclosed building, except for parking,
20 loading, unloading and incidental storage.

21 (ii) Outside Storage Prohibited. Outside storage
22 of materials or equipment not enclosed within a building is
23 prohibited.

24 (iii) No use shall be permitted to be established
25 or maintained which by reason of its nature or manner of
26 operation is or may become hazardous, objectionable, or offensive
27 by explosion, or the emission of odor, dust, smoke, cinders, gas,
28 fumes, noise, vibration, refuse matter, or water-carried waste as
29 determined by State or County Department of Health and Mental
30 Hygiene or State Fire Marshal.

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1. DESIGN REQUIREMENTS FOR SPECIFIC USES
 2. Table XIII
 CI - COMMERCIAL INDUSTRIAL DISTRICT

82-14
 AS AMENDED

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
3. Amusements	10,000 sq. ft.	-	-	50	25	10	35	35 feet
4. Industrial	-	-	50	60	25	15	25	40 feet
5. Institutional	40,000 sq. ft.	-	-	100	30	20	40	30 feet
6. Motor Vehicles	20,000 sq. ft.	-	-	70	30	20	40	30 feet
7. Natural Resources	2 acres	-	50 Bldg.	-	-	-	-	35 feet
8. Retail Trade/Services	10,000 sq. ft.	-	25	50	25	10	35	35 feet
9. TCU	10,000 sq. ft.	-	50	50	25	10	40	30 feet
10. Landfills	2 acres	-	200	100	80	50	80	30 feet
11. Warehousing	20,000 sq. ft.	-	50	70	30	20	40	30 feet
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13.								
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17.								
18.								
19.								
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21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

82-14
 AS AMENDED

1.

DESIGN REQUIREMENTS FOR SPECIFIC USES

2. Table XIV

61 - GENERAL INDUSTRIAL DISTRICT

82-14
AS AMENDED

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
1. Amusements	10,000 sq.ft.	-	-	50	25	10	35	35 feet
2. Industrial	-	-	100	60	25	15	25	40 feet
3. Institutional/Motor Vehicle	40,000sq.ft.	-	-	100	30	20	40	30 feet
4. Natural Resources	2 acres	-	50 Bldg.	-	-	-	-	35 feet
5. Retail Trade/Services	20,000 sq.ft.	-	25	50	25	10	35	35 feet
6. TCU	10,000 sq.ft.	-	50	50	25	10	40	30 feet
7. Landfills	2 acres	-	200	100	80	50	80	30 feet
8. Warehousing	-	-	50	50	25	10	25	40 feet
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NOTE:

General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

Table XIV.A

DESIGN REQUIREMENTS FOR SPECIFIC USES
ORI - Office/Research Industrial District

USE CLASSIFICATION	Minimum Lot Area (acres or sq. ft.)	Minimum Area per Dwelling or Family Unit (sq. ft.)	Minimum Bldg. or Use Setback from Adjacent Residential Lot (feet)	Minimum Lot Width at Bldg. Line (feet)	Minimum Front Yard Depth (feet)	Minimum Side Yard Width (each) (feet)	Minimum Rear Yard Depth (feet)	Maximum Height (feet or stories)
Amusements	5 acres	--	100	200	50	40	80	30 ft.
Industrial	20,000 s.f.	--	70	50	30	10	25	40 feet or 3 stories
Institutional	40,000 s.f.	--	50	100	30	20	40	30 ft.
Natural Resources	40,000 s.f.	--	50 bldg.	50	30	20	25	35 ft.
Services	10,000 s.f.	--	50	50	30	20	25	40 feet or 3 stories
TCU	20,000 s.f.	--	50	50	30	20	25	30 ft.
Warehousing	20,000 s.f.		50	50	25	10	25	40 ft.

21. NOTE: General requirements shall apply to all permitted uses in this classification. Some uses may have additional requirements specifically cited in Section 25-5 through 25-8.

1 SECTION 25-6.4. SPECIAL OVERLAY DISTRICTS.

2 (a) HISTORIC DISTRICT as set forth in Article III of
3 Chapter 25 of the County Code.

4 (b) AGRICULTURAL LAND PRESERVATION DISTRICT as set forth in
5 Article IV of Chapter 25 of the County Code.

6 (c) FLOOD PLAIN DISTRICT as set forth in Article XV of
7 Chapter 25 of the County Code.

8 (d) NATURAL RESOURCES DISTRICT.

9 (1) Purpose. The intent of this overlay district is
10 to preserve special environmental features designated herein as
11 "Natural Resource Protection Areas" and to:

12 (A) Provide uniform guidelines for orderly
13 development and use of land within the Natural Resources District
14 to protect the ecology of the area.

15 (B) Protect steep terrain.

16 (C) Protect water quality in streams and rivers.

17 (D) Minimize erosion/siltation and protect
18 essential vegetation.

19 (E) Protect shorelines, wetlands and beaches.

20 (F) Protect persons and property from
21 environmental hazards such as erosion, siltation and flood
22 waters.

23 (2) Application. The Natural Resources District shall
24 apply to the following environmental features:

25 (A) Steep Slopes. Any land area exceeding forty
26 thousand (40,000) square feet with a slope in excess of
27 twenty-five (25) percent.

28 (B) Marsh Areas. Any area of tidal and non-tidal
29 wetlands exceeding forty thousand (40,000) square feet including,
30 but not limited to areas designated as Areas of Critical State
31 Concern by the Maryland Department of State Planning.

32 (C) Streams. Any stream classified as a third

BOOK 7 PAGE 579

order stream by the State Department of Natural Resources including: Broad Creek, Bynum Run, Carsins Run, Deer Creek, Grays Run, James Run, Little Gunpowder Falls, Swan Creek and Winters Run. The Natural Resources District area for stream protection shall be a minimum distance of one hundred and fifty (150) feet on both sides of the center line of the stream or fifty (50) feet beyond the flood plain, whichever is greater, and along their tributaries for a minimum distance of three hundred (300) feet from the main branch with a minimum distance of fifty (50) feet on both sides of the center line of the tributary, or twenty-five (25) feet beyond the flood plain, whichever is greater.

(D) Shoreline. Any shoreline or water's edge along the Chesapeake Bay, Bush River, Susquehanna River and the Gunpowder River for a minimum distance of five hundred (500) feet landward from the mean high water line for tidal waters and the waters edge for non-tidal waters.

(3) Use Restrictions. Prior to development, a plan setting forth site alterations, regrading, filling and clearing shall be submitted to the Zoning Administrator. The following uses shall be prohibited:

(A) Mining and excavation, except existing operations, or dredging, except such dredging as may be permitted by State law.

(B) Clearing or removal of natural ground cover or vegetation in preparation for development of an area greater than twenty thousand (20,000) square feet, except agriculture.

(C) Deposit or landfilling of refuse, solid or liquid waste, or fill, except such fill as may be permitted by the United States Army Corps of Engineers.

(D) Alteration of the stream bed, bank or flood plain of a waterway, except the maintenance or repair of the

stream channel or banks.

(4) Agriculture. Agriculture shall be permitted provided a grass or vegetation buffer of twenty-five (25) feet from the stream bank is provided to reduce run-off of sediment, fertilizer or manure to water bodies or other similar acceptable conservation practiced recommended by the Soil Conservation Service. Fertilizers, chemicals, pesticides or any toxic materials or substances shall be stored so as not to affect any water body.

(5) Conservation Requirements. The following conservation measures shall be included in any plan for development within this district:

(A) All development shall minimize soil disturbance during development and shall reduce soil erosion and sedimentation.

(B) Clearing of wooded areas with mature vegetation of five (5) acres or more shall not exceed thirty (30) percent of the wooded area, except when part of a State Forestry Management Plan. Mature woodlands shall be areas with trees averaging greater than ten (10) inches in diameter at breast height (dbh). Along streams, a minimum buffer width three (3) times the height of the canopy or fifty (50) feet plus four (4) feet for each one (1) percent increase in slope, whichever is greater. Open fields along third order streams shall be planted with a buffer of trees, a minimum of fifty (50) feet wide. This buffer shall be planted with forest tree seedlings in accordance with recommended practices of the Maryland Forest Service.

(C) Sensitive environmental areas including special natural features, significant wildlife habitats, saturated soils, erosive soils and designated scenic areas shall not be disturbed during any development.

(D) Any land in excess of twenty-five (25)

1 percent slope for an area of forty thousand (40,000) square feet
2 or more shall not be disturbed for development, except for
3 necessary roads and utilities. Not more than thirty (30) percent
4 of any land in excess of fifteen (15) percent slope and less than
5 twenty-five (25) percent slope for an area of forty thousand
6 (40,000) square feet or more shall be disturbed for development.

7 (E) Ravines shall not be disturbed for
8 development, except for necessary roads and utilities.

9 (F) Stream beds shall be kept clear of debris
10 which would substantially divert the water flow.

11 (G) Tidal and non-tidal wetlands shall not be
12 disturbed by development. Bufferyards of at least seventy-five
13 (75) feet shall be maintained in areas adjacent to wetlands.

14 (H) Shoreline areas shall be minimally disturbed
15 and shall not contain more than thirty (30) percent impervious
16 surfaces for a distance of one hundred (100) feet landward from
17 the mean high water line for tidal waters and the water's edge
18 for non-tidal waters. At least fifty (50) percent of any
19 shoreline area within a parcel or lot shall be maintained as
20 permanent open space.

21 (I) No structure connected to the shoreline, such
22 as a dock, pier, boathouse, shall extend outward from the mean
23 high water line more than twenty-five (25) percent of the
24 distance to the mean high water line on the opposite shore, or
25 more than two hundred and fifty (250) feet, whichever is less.

26 (6) Sections (A) through (I) above may be partially or
27 totally waived upon a finding by the Board that the proposed
28 development will not adversely affect the Natural Resources
29 District. Prior to rendering approval, the Board shall request
30 advisory comments from the Zoning Administrator, the Soil
31 Conservation Service, State Forestry Service and the Tidewater
32 Administration.

1 (7) Development Adjustment. If more than thirty (30)
2 percent of a parcel zoned residential or agricultural, or portion
3 thereof, is within this district, the housing types and design
4 requirements, excluding gross density, of the next most dense
5 residential district shall apply provided sensitive environmental
6 features on the site are protected. When this adjustment is
7 used, development shall not occur on slopes in excess of fifteen
8 (15) percent.

9 (8) Upon presentation of factual information by the
10 property owner demonstrating the existence of sensitive
11 environmental features deserving protection, the Board may
12 pursuant to Section 25-3.3(Board of Appeals) extend the
13 boundaries of this district.

14 (9) The application of this district to the zoning
15 maps shall be construed as general in nature and may be adjusted
16 by the Zoning Administrator upon the presentation of engineering
17 data which delineates more precisely the boundaries of the
18 district.

1 SECTION 25-7. SPECIAL DEVELOPMENT REGULATIONS.

2 SECTION 25-7.1. PURPOSE AND APPROVAL.

3 (a) The purposes of this section are:

4 (1) To encourage innovations and design excellence in
5 development and opportunities for affordable housing by
6 permitting variety in type, design and layout of buildings;7 (2) To provide opportunities for recreation and open
8 space;9 (3) To encourage efficient use of land and public
10 services;11 (4) To provide flexibility in land development and
12 protection of sensitive environmental features.13 (b) Conventional Developments with Open Space (COS) shall
14 be subject to the approval of the Zoning Administrator. All
15 other projects authorized within this Section shall be subject to
16 approval of the Board pursuant to Section 25-3.3 (Board of
17 Appeals). Prior to approval by the Board, the Board shall
18 determine that the proposed project complies with the development
19 and design standards set forth herein and is consistent with the
20 purposes of this Section and the Limitations, Guides and
21 Standards noted in Section 25-3.3(i).22 (1) The Board shall consider the report of the Zoning
23 Administrator regarding the projects compliance with this
24 Section upon the applicant's submission of information as
25 required in Section 25-3.6(b) (Concept Plan).26 (2) The Zoning Administrator may approve modification
27 or amendment of the project plan after Board approval upon a
28 finding that the modification or amendments comply with the
29 requirements of this Section.30 (c) The development and design standards set forth in this
31 Section shall regulate the following projects:
32

1 Conventional Development with Open Space (COS),
2 Planned Residential Development (PRD), Integrated Community
3 Shopping Center (ICSC) and Mobile Home Development (MHD).

4 SECTION 25-7.2. DEVELOPMENT AND DESIGN STANDARDS.

5 (a) GENERAL REQUIREMENTS. The following general
6 requirements shall be applicable to all projects developed under
7 this section:

8 (1) The protection of trees shall be considered in
9 determining the location of open space and development areas.

10 (2) The project shall be designed to minimize
11 earth moving, erosion and the disturbance of environmentally
12 sensitive features.

13 (3) The road system shall be designed as harmonious
14 with the topography and adjacent public roads, and designed to
15 minimize through traffic in residential areas.

16 (4) Parking areas shall be arranged to prevent
17 through traffic to other parking areas and shall be screened from
18 adjacent projects and through roads.

19 (5) The project shall be served by public water
20 supply and public sewage disposal systems.

21 (6) Lighting.

22 (A) All public roads and intersections and
23 parking areas and areas of high pedestrian use shall be
24 adequately lighted and arranged to direct light away from
25 residences.

26 (B) Free-standing signs may be floor or
27 spot-lighted, provided such lights are not directed toward any
28 road.

29 (7) All other requirements of this Code shall apply.
30 In the event of a conflict with other sections of this Code, the
31 specific provisions of this section shall apply.

32 (8) Projects developed under this section shall be

1 consistent with the Subdivision Regulations.

2 (b) CONVENTIONAL DEVELOPMENT WITH OPEN SPACE (COS) AND
3 PLANNED RESIDENTIAL DEVELOPMENT (PRD).

4 (1) Eligibility. A COS shall have a minimum parcel
5 size of 15, 15, 10 and 10 acres in the R1, R2, R3 and R4
6 districts, respectively. A PRD shall have a minimum parcel size
7 of 10 and 5 acres in the R3 and R4 district.

8 (2) Development Standards.

9 (A) Permitted Uses. The uses permitted in a COS
10 and PRD shall be those uses permitted in the appropriate
11 district. Business uses in a PRD project developed in the R4
12 district are permitted provided that such uses do not exceed one
13 thousand (1000) square feet of gross floor area for every one
14 hundred (100) dwelling units.

15 (B) Density. Allowable densities are set forth
16 in Section 25-6.3(c)(3)(B)(iv) (Maximum Density by District and
17 Type of Development).

18 (C) Site Design.

19 (i) The project shall be designed with
20 regard to the soils, topography and natural features of the
21 parcel.

22 (ii) All residential structures shall be
23 sited so as to promote privacy and ensure natural light for all
24 living areas.

25 (iii) Permitted variations in yard setbacks
26 are set forth in Section 25-5.3 (General Yard Requirements).

27 (iv) Buildings near the periphery of the
28 project shall be harmonious with neighboring areas and shall
29 provide adequate transition in density and type, or shall provide
30 a bufferyard as required in Section 25-5.8(c) (Bufferyard
31 Requirement).

32 (v) No building shall be located within ten

(10) feet of the road right-of-way, parking areas, and project open space.

(vi) Business uses in a PRD project developed in the R4 district shall be designed with their primary orientation to the project either as integrated with the attached dwelling units consistent with the needs of the future residents or as an ICSC in Section 25-7.2(g). Business uses shall occur within completely enclosed buildings. No free-standing signs advertising business uses shall be permitted.

(D) Vehicular Circulation and Access.

(i) The project roads shall be designed to provide a logical road network adequate for internal movement.

(ii) The project must be directly accessible from one or more existing or planned arterial or collector roads.

(E) Open Space. The open space shall be generally continuous, accessible to the residents, and protective of natural features. In order to qualify for the density increase provided in the COS and PRD, the following open space requirements shall be met:

(i) In a COS, open space shall be provided as follows:

<u>District</u>	<u>Minimum Open Space As Percentage of Parcel Area</u>
R1	10 Percent
R2	10 Percent
R3 (Single-Family Attached and Detached)	15 Percent
R3 (All Other Dwelling Types)	20 Percent
R4	20 Percent

(ii) In a PRD, open space shall be provided as follows:

1		Minimum Open Space As
2	<u>District</u>	<u>Percentage of Parcel Area</u>
3	R3	20 Percent
4	R4 (Except High-Rise)	25 Percent
5	R4 (High-Rise)	30 Percent

(iii) All open space shall be provided pursuant to Section 25-5.9 (Open Space Uses and Requirements).

(F) Recreational Facilities. Adequate recreational facilities shall be provided in each phase of development to meet the needs of the residents.

(3) Increase Number of Apartments. The permitted number of apartment dwellings may be increased on a sliding scale based upon the difference between nine hundred (900) square feet and the average dwelling unit size proposed, divided by nine hundred (900) feet per dwelling unit. The resulting fraction shall be converted into the percentage increase allowed. Such permitted increase in apartment units shall not be considered in computing gross density.

(c) INTEGRATED COMMUNITY SHOPPING CENTER (ICSC).

(1) Eligibility. An ICSC shall have the following eligibility requirements:

- (A) A minimum parcel size of three (3) acres, or
- (B) More than six (6) business uses, or
- (C) A building gross floor area of at least twenty thousand (20,000) square feet, and
- (D) Located within the B1, B2 and B3 districts.

(2) Development Standards.

(A) Permitted Uses. The uses permitted shall be those permitted in the appropriate district.

(B) Site Design.

(i) The project shall provide a unified arrangement of buildings, service areas, parking and landscaped

1 areas.

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2 (ii) The project shall be designed with
3 regard to the topography and other natural features of the
4 parcel.

5 (iii) Materials, massing and facade design
6 for the project shall be harmonious with the character of the
7 neighborhood.

8 (iv) Outside storage shall be limited as
9 applicable in the appropriate district.

10 (C) Vehicular Circulation and Access.

11 (i) The internal circulation system shall
12 be designed to minimize through traffic and traffic conflicts
13 within the project.

14 (ii) Safe pedestrian movement shall be
15 considered in the vehicular plan.

16 (D) Loading and Service Areas.

17 (i) All establishments must have vehicular
18 service access either from an individual service drive or from a
19 common service yard.

20 (ii) All such service areas must be
21 segregated from public areas and screened from public view.

22 (iii) Establishments over ten thousand
23 (10,000) square feet in area must have loading berths at the rate
24 of one (1) berth per twenty thousand (20,000) square feet and
25 part thereof.

26 (E) Landscaping.

27 (i) Any part of a lot not used for
28 buildings or other structures, or paved for off-street parking,
29 loading and maneuvering areas, drives and pedestrian walks, or
30 incidental outside storage, shall be landscaped and properly
31 maintained.

32 (ii) All parking lots, loading areas, and

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1 outdoor storage areas shall be separated with bufferyards of at
2 least twenty-five (25) feet from any adjacent residential
3 districts.

4 (F) Signage.

5 (i) Free-standing identifying signs shall
6 be limited to: One (1) sign for each road frontage, one (1) sign
7 for each entrance to ICSC, and one (1) directory of occupants for
8 each entrance to the ICSC.

9 (ii) Signs to identify the use of an
10 occupant shall be designed as part of the architectural design of
11 the building and attached thereto.

12 (iii) Directional and information signs shall
13 be adequately provided and design coordinated.

14 (iv) The following types of signs shall not
15 be permitted in an ICSC:

16 Billboards.

17 Any form of signs advertising a
18 business, profession, commodity, service or entertainment
19 conducted, sold or offered elsewhere than upon the same lot;
20 except that the Directory of occupants of the ICSC is not
21 included in this prohibition.

22 Flashing, revolving, rotating, or
23 changing light intensity or changing color signs.

24 (3) Specific Design Requirements.

25 Area Requirements.

26	Minimum Parcel Size	3 acres
27	Minimum Road Frontage	300 feet
28	Maximum Building Coverage	
29	B1	35 percent
30	B2	40 percent
31	B3	45 percent
32	Maximum Impervious Surface	

1	B1	80 percent
2	B2	85 percent
3	B3	85 percent

4 (A) No building shall be within forty (40) feet
5 of the public road rights-of-way or ten (10) feet of parking
6 areas.

7 (B) No building shall be less than thirty (30)
8 feet from the parcel boundary nor fifty (50) feet from an
9 adjacent residential district.

10 (d) MOBILE HOME DEVELOPMENT (MHD).

11 (1) Eligibility. A MHD shall be at least ten (10)
12 acres and located in a R3, R4 or B3 district.

13 (2) Development Standards.

14 (A) Permitted Uses.

15 (i) This project may include mobile homes
16 of single or multiple width, single family detached manufactured
17 homes, or any combination thereof, but shall not include
18 recreational vehicles or travel trailers.

19 (ii) Any project containing more than one
20 hundred (100) dwelling units shall provide a community meeting
21 room and an enclosed recreation area containing a minimum of
22 twenty (20) square feet of gross floor space per dwelling unit.
23 A sales and management office and a convenience goods store, not
24 to exceed five (5) square feet of gross floor space per dwelling
25 unit may be maintained within the same structure.

26 (B) Density. The maximum density shall be 5.0
27 units per gross acre in an R3 district and 6.5 units per gross
28 acre in an R4 and B3 district.

29 (C) Site Design.

30 (i) All dwelling units shall be sited with
31 regard to the topography, soils and natural features of the
32 parcel.

1 (ii) All dwelling units shall be sited to
2 promote privacy and insure natural light for all principal rooms.

3 (iii) No structure shall be less than fifty
4 (50) feet from the property lines of the project and a bufferyard
5 twenty (20) feet in width shall be provided along all property
6 lines at the periphery of the project adjacent to residential
7 districts.

8 (D) Vehicular Circulation.

9 (i) Any dedicated public right-of-way shall
10 be at least fifty (50) feet wide. The right-of-way for private
11 roads may be reduced to forty (40) feet. The pavement width of
12 interior roads, whether intended to be public or private, shall
13 be a minimum of twenty-six (26) feet. In the event off-street
14 parking is provided, this may be reduced to twenty (20) feet
15 where on-street parking is prohibited and the roadway serves not
16 more than twenty (20) dwelling units.

17 (ii) The long side of a dwelling unit may
18 not be located within twenty-five (25) feet of the right-of-way
19 of any interior road and the end (or short side) of a dwelling
20 unit may not be located within fifteen (15) feet of same. Not
21 more than six (6) homes in a row shall have the same setback.
22 Such setbacks shall differ by at least six (6) feet.

23 (E) Parking.

24 (i) There shall be two (2) parking spaces,
25 measuring at least nine (9) feet by eighteen (18) feet for each
26 dwelling unit.

27 (ii) The required parking spaces may be
28 located within the required front yard area of individual lots.
29 If group parking areas are used, these areas shall be arranged so
30 as to prevent through traffic to other parking areas and shall be
31 screened from adjacent projects and public roads.

32 (F) Open Space and Recreation.

(i) Twenty (20) percent of the parcel area shall be reserved as open space or bufferyards.

(ii) Adequate recreation facilities shall be provided in each phase of development to meet the needs of the residents.

(3) Specific Design Requirements.

Area Requirements.

Minimum Parcel Size 10 acres

Minimum Road Frontage 200 feet

Minimum Dwelling 5,000 sq.ft.(R3 district)

Unit Lot Area 4,500 sq.ft.(R4,B3 district)

Minimum Lot Width 50 feet (R3 district)

45 feet (R4,B3 district)

Maximum Impervious

Surface Ratio 45 percent

(B) Setback Requirements.

Front setback 33 feet from center

line of unreserved

right-of-way, or

20 feet from public

right-of-way, or

Rear setback 20 feet,

10 feet when adjacent

to open space

Side setback 10 feet on side,

total of 20 feet

Minimum spacing between

any two (2) units 20 feet

SECTION 25-8. SPECIAL EXCEPTIONS, USES AND REGULATIONS.

SECTION 25-8-1. PURPOSE. Special Exceptions may be permitted when determined to be compatible with the uses permitted as of right in the appropriate district by this Code. Special

Exceptions are subject to the regulations of this Section and other applicable provisions of this Code.

SECTION 25-8.2. SPECIAL EXCEPTIONS GENERALLY.

(a) Special Exceptions require the approval of the Board in accordance with Section 25-3.3 (Board of Appeals). The Board may impose such conditions, limitations and restrictions as necessary to preserve harmony with adjacent uses, the purposes of this Code and the public health, safety and welfare.

(b) A Special Exception grant or approval shall be limited to the final site plan approved by the Board. Any substantial modification to the approved site plan shall require further Board approval.

(c) Extension of any use or activity permitted as a Special Exception shall require further Board approval.

(d) The Board may require a bond, irrevocable letter of credit, or other appropriate guarantee as may be deemed necessary to assure satisfactory performance with regard to all or some of the conditions.

(e) In the event the development or use is not commenced within three (3) years from date of final decision after all appeals have been exhausted, the approval for the Special Exception shall be void. In the event of delays, unforeseen at the time of application and approval, the Zoning Administrator shall have the authority to extend the approval for an additional twelve (12) months or any portion thereof.

SECTION 25-8.3. STANDARDS FOR SPECIFIC SPECIAL EXCEPTIONS. The Special Exceptions enumerated herein in addition to other conditions as may be imposed by the Board shall comply with the following requirements.

(a) AMUSEMENTS.

(1) Arenas and Stadiums. These uses may be granted in the B3, CI and GI districts provided that:

1 (A) Separate vehicular entrances and exits shall
2 be provided at least four hundred (400) feet away from any road
3 intersection.

4 (B) No buildings or structures including rides
5 or other apparatus shall be located less than fifty (50) feet
6 from any parcel boundary, or less than two hundred (200) feet
7 from any adjacent residential lot.

8 (C) No automobile parking space shall be located
9 within any required setback area, nor within fifty (50) feet of
10 any adjacent residential lot.

11 (D) A minimum parcel area of seventy-five (75)
12 acres is established.

13 (E) A bufferyard of fifty (50) feet shall be
14 provided adjacent to any residential lot line.

15 (2) Country Clubs, Golf Clubs, Tennis and Swim Clubs.
16 These uses may be granted in the AG, RR, R1, R2, R3 and R4
17 districts provided that:

18 (A) No off-street parking or loading area shall
19 be located within any required yard or within twenty-five (25)
20 feet from any parcel boundary.

21 (B) Off-street parking and loading areas,
22 swimming pools and tennis courts shall be screened from adjacent
23 residential lots.

24 (C) The principal access shall be provided from
25 an arterial or collector road.

26 (3) Fairgrounds, Racetracks and Theme Parks. These
27 uses may be granted in the AG, CI and GI districts provided
28 that:

29 (A) A minimum parcel area of seventy-five (75)
30 acres is established.

31 (B) The principal access shall be provided from
32 an arterial or collector road.

1 (C) Separate vehicular entrances and exits shall
2 be provided at least four hundred (400) feet away from any road
3 intersection.

4 (D) No buildings or structures including rides
5 or other apparatus shall be located less than fifty (50) feet
6 from any parcel boundary, or less than two hundred (200) feet
7 from any adjacent residential lot.

8 (E) No automobile parking space shall be located
9 within any required setback area, nor within fifty (50) feet of
10 any adjacent residential lot.

11 (F) A bufferyard of fifty (50) feet shall be
12 provided adjacent to any residential lot line.

13 (4) Marinas and Boat Launching, Storage and Repair.
14 These uses may be granted in the AG, RR, R1, R2, R3, R4, B1 and
15 B2 districts provided that:

16 (A) In the R districts such facilities shall be
17 part of a planned residential development (PRD).

18 (B) A bufferyard at least fifteen (15) feet wide
19 shall be provided along any boundary with an adjacent residential
20 lot and along any public road.

21 (5) Motor Vehicle Recreation and Go-Cart Tracks.
22 These uses may be granted in the AG and GI districts provided
23 that:

24 (A) A minimum parcel area of twenty-five (25)
25 acres is established.

26 (B) Proper sediment control measures are used
27 for any stormwater run-off.

28 (C) The primary activity takes place a minimum
29 of two hundred (200) feet from any adjacent residential lots.

30 (6) Riding Stables, Commercial or Club. This use may
31 be granted in the AG district provided that:

32 (A) No stable shall be located within two

1 hundred (200) feet of any residential lot.

2 (B) A minimum parcel area of three (3) acres
3 shall be established.

4 (7) Outdoor Theater. This use may be granted in the
5 AG and B3 districts provided that:

6 (A) Such theaters shall be for live productions
7 only.

8 (B) All structures shall be located at least two
9 hundred (200) feet from any adjacent residential lot.

10 (C) Parking areas shall be screened from
11 adjacent residential lots.

12 (8) Indoor Shooting Range. These uses may be granted
13 in the AG and B3 districts provided that:

14 (A) Adequate measures are taken to insure that
15 no loaded firearms will be brought into or taken out of the
16 building.

17 (B) The sale, consumption or possession of
18 alcoholic beverages on the premises is forbidden.

19 (C) Such range is constructed in such a manner
20 as to eliminate danger to persons or property from flying
21 projectiles.

22 (D) The manner and times of operation shall be
23 such that there will be no resulting detrimental disturbances to
24 neighboring uses.

25 (9) Golf Driving Ranges. These uses may be granted
26 in the AG and B3 districts provided that:

27 (A) The use shall not be within fifty (50) feet
28 of any lot line or within two hundred feet (200) of any adjacent
29 residential lot.

30 (B) A minimum parcel area of three (3) acre
31 shall be provided.

32 (10) Trap, Skeet, Rifle or Archery Range - Outdoor.

1 These uses may be granted in the AG, CI and GI districts provided
2 that:

3 (A) A minimum parcel area of seventy-five (75)
4 acres shall be required for all rifle and pistol ranges. A
5 minimum parcel area of twenty-five (25) acres shall be required
6 for all trap, skeet and archery ranges.

7 (B) Discharging of firearms or release of arrows
8 shall not be permitted within five hundred (500) feet of any
9 property line.

10 (C) Such range is constructed in such a manner
11 as to eliminate danger to persons or property from flying
12 projectiles.

13 (D) The manner and times of operation shall be
14 such that there will be no resulting detrimental disturbances to
15 residential neighborhoods.

16 (E) The facilities shall be designed so that the
17 topographic features of the parcel are used to enhance safety and
18 minimize firearm noise.

19 (b) INDUSTRIAL USES.

20 (1) Offal or Dead Animal Disposal or Processing
21 Services. These uses may be granted in the AG and GI districts
22 provided that:

23 (A) The vehicles and equipment are stored
24 entirely within an enclosed building or are screened from
25 adjacent residential lots and public roads.

26 (B) No vehicle used for transportation of offal
27 or dead animals is parked or equipment is stored within any
28 required yard.

29 (2) Biological Products (SIC-2831) Laboratories and
30 plants for the research and manufacture of biological products
31 may be granted in the CI, GI, and ORI districts provided that:

32 (A) Such structures are constructed to ensure
that the activities enclosed therein will not endanger the public

health and safety.

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(3) Petroleum Refining (SIC-2911). These uses may be granted in the GI district provided that:

(A) Such buildings and structures are not constructed to ensure that the activities enclosed therein will not endanger the public health and safety.

(B) The applicant bears the cost of such additional fire protection services as the use may necessitate.

(4) Lubricating Oils and Greases (SIC-2992). These uses may be granted in the GI district provided that:

(A) Such buildings and structures are constructed to ensure that the activities enclosed therein will not endanger the public health and safety.

(B) The applicant bears the cost of such additional fire protection services as the use may necessitate.

(5) Asbestos Products (SIC-3292). These uses may be granted in the GI district provided that:

(A) Such buildings are constructed to ensure that the activities enclosed therein will not endanger the public health and safety.

(B) Outside storage is prohibited.

(6) Ammunition (SIC's 3482 and 3483). These uses may be granted in the GI district provided that:

(A) Such buildings are constructed to ensure that the activities enclosed therein will not endanger the public health and safety.

(c) INSTITUTIONAL USES.

(1) Cemeteries, Memorial Gardens and Crematories. These uses may be granted in any district, except the GI district, provided that:

(A) A minimum parcel area of twenty (20) acres for cemeteries and memorial gardens shall be established, unless

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1 such uses are accessory to a house of worship.

2 (B) Structures used for interment (including
3 mausoleums, vaults, or columbaria) shall be set back not less
4 than eighty (80) feet from any road bounding the cemetery, and
5 not less than fifty-five (55) feet from any other lot line.

6 (C) All graves or burial plots shall be set back
7 not less than thirty (30) feet from any public road right-of-way
8 and not less than fifty (50) feet from any adjacent lot line.

9 (D) Such use shall be subject to the approval of
10 the State Department of Health and Mental Hygiene.

11 (2) Civic Service Clubs and Fraternal Organizations.
12 These uses may be granted in the AG, RR, R1, R2, R3, R4 and VR
13 districts provided that:

14 (A) Any building shall be at least one hundred
15 (100) feet from any adjacent residential lot, and at least fifty
16 (50) feet from any other lot line. The front yard depth shall be
17 at least one hundred (100) feet, except along roads with eighty
18 (80) foot rights-of-way or more, where the front yard depth shall
19 be at least fifty (50) feet.

20 (B) Total building coverage shall not be more
21 than thirty (30) percent of the parcel area.

22 (C) No parking area shall be located in any
23 required front yard.

24 (D) A bufferyard of at least ten (10) feet shall
25 be provided along any boundary with an adjacent residential lot
26 except if alcoholic beverages are served then the bufferyard
27 shall be at least fifty (50) feet.

28 (3) Community Centers or Assembly Halls. These uses
29 may be granted in the AG, RR, R1, R2, R3, R4 and VR districts
30 provided that:

31 (A) Any building shall be at least one hundred
32 (100) feet from any adjacent residential lot, and at least fifty
(50) feet from any other lot line. The front yard depth shall be
at least one hundred (100) feet, except along roads with eighty

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1 (80) foot rights-of-way or more, where the front yard depth shall
2 be at least fifty (50) feet.

3 (B) Total building coverage shall not be more
4 than thirty (30) percent of the parcel area.

5 (C) No parking space shall be located in any
6 required front yard.

7 (D) A bufferyard of at least ten (10) feet shall
8 be provided along any boundary with an adjacent residential lot.

9 (4) Day Care Centers. These uses may be granted in
10 the AG, RR, R1, R2, R3, R4 and VR districts provided that:

11 (A) A minimum parcel area of one-half (.5) acre
12 is established.

13 (B) Access to the facility shall be from an
14 arterial or collector road with all outdoor play areas located ^{within} ~~in~~
15 a solid fence or screened area in the rear of the building.

16 (C) The operation may be conducted in a
17 previously existing structure, or if a new structure is
18 constructed, the architecture of the building shall be harmonious
19 with other architecture within the neighborhood.

20 (5) Fire Station, with Assembly Halls. This use may
21 be granted in the AG, R1, R2, R3, R4 and VR districts provided
22 that:

23 (A) A minimum parcel area of three (3) acres is
24 established.

25 (B) Any building shall be at least one hundred
26 (100) feet from any adjacent residential lot, and at least fifty
27 (50) feet from any other lot line. The front yard depth shall be
28 at least one hundred (100) feet, except along roads with eighty
29 (80) foot rights-of-way or more, where the front yard depth shall
30 be at least fifty (50) feet.

31 (C) Total building coverage shall not be more
32 than thirty (30) percent of the parcel area.

1 (D) No parking space shall be located in any
2 required front yard or less than fifty (50) feet from any
3 adjacent residential lot.

4 (E) A bufferyard of at least ten (10) feet shall
5 be provided along any boundary with an adjacent residential lot.

6 (6) Hospitals. These uses may be granted in the R2,
7 R3, R4 and VR zones provided that:

8 (A) A minimum parcel area of fifteen (15) acres
9 is established.

10 (B) The hospital complies with all applicable
11 rules and regulations of the State Department of Health and
12 Mental Hygiene.

13 (C) The hospital must be serviced by public
14 water and sewer systems.

15 (D) Any structure is located at least two
16 hundred (200) feet from any adjacent residential lot.

17 (E) Any parking area shall be at least fifty
18 (50) feet from any adjacent residential lot.

19 (F) Access to the use shall be from an existing
20 or proposed arterial or collector road.

21 (7) Schools, Colleges and Universities. These uses
22 may be granted in any district, except the GI district, provided
23 that:

24 (A) Schools, colleges and universities which
25 offer any general academic instruction at levels above the eighth
26 (8th) grade must have:

27 (i) A parcel area of at least three (3)
28 acres plus 875 square feet of parcel area for each student in
29 excess of fifty (50).

30 (ii) A parcel frontage of at least three
31 hundred (300) feet; and

32 (iii) Front yard depth of at least fifty (50)

1 feet, side yard depth equal to at least two (2) times the height
2 of the tallest institutional building located on the parcel which
3 is proximate to the side lot line and a rear yard depth of at
4 least fifty (50) feet.

5 (B) Kindergartens must have:

6 (i) A parcel area of at least twenty
7 thousand (20,000) square feet per fifteen (15) students or
8 fraction thereof;

9 (ii) A parcel frontage of at least one
10 hundred (100) feet; and

11 (iii) Front yard depth of at least forty (40)
12 feet, side yard depth equal to at least the height of the tallest
13 institutional building located on the parcel which is proximate
14 to the side yard and a rear yard depth of at least forty (40)
15 feet.

16 (C) All other private educational institutions
17 must comply with the following:

18 (i) Where the maximum attendance at any one
19 time does not exceed forty (40) students, such institution must
20 have:

21 (1) A parcel area of at least twenty
22 thousand (20,000) square feet per fifteen (15) students or
23 fraction thereof;

24 (2) A parcel frontage of at least one
25 hundred and fifty (150) feet;

26 (3) Front yard depth of at least forty
27 (40) feet, side yard depth equal to at least the height of the
28 tallest institutional building located on the parcel which is
29 proximate to the side yard, and a rear yard depth of at least
30 forty (40) feet.

31 (ii) Where the maximum attendance at any one
32 time exceeds forty (40) students, such institution must have:

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(1) A parcel area of at least three (3) acres plus seven hundred (700) square feet for each student in excess of sixty (60);

(2) A parcel frontage of at least two hundred (200) feet; and

(3) Front yard depth of at least fifty (50) feet, side yard depth equal to at least two (2) times the height of the tallest institutional building located on the parcel which is proximate to the side yard, and a rear yard depth of at least fifty (50) feet.

(D) School buses shall be garaged or shall be stored in an area to the rear of the main building and adequately screened.

(E) A bufferyard ten (10) feet wide shall be provided along the boundary with an adjacent residential lot.

(d) MOTOR VEHICLE AND RELATED SERVICES.

(1) Commercial Vehicles and Equipment, Sales, Service and Storage and Farm Vehicle and Equipment, Sales and Service. This use may be granted in the AG and VB districts provided that:

(A) The vehicles and equipment are stored entirely within an enclosed building or are fully screened from view of adjacent residential lots and public roads.

(B) No vehicle is parked or equipment is stored within any required front yard.

(C) A minimum parcel area of two (2) acres shall be provided.

(2) Motor Vehicle Filling or Service Stations. These uses may be granted in the B1 district provided that:

(A) A bufferyard measuring not less than ten (10) feet in width shall be provided along the boundary with any road right-of-way or adjacent residential lot.

(B) All requirements for an automobile filling or service station in the B2 district are met.

(C) Outdoor storage of vehicles, tires and equipment and the erection or location of accessory structures on the premises shall be prohibited unless approved by the Board.

(D) The rental or storage of trailers, boats, or trucks shall be prohibited.

(E) Any outdoor storage or refuse area approved shall be fenced or screened from adjacent property and approved as part of the site plan.

(F) Materials, textures, colors and designs of fences, walls and screening shall be compatible with the on-site development, the adjacent properties and the neighborhood. When solid walls are required, a planting strip five (5) feet wide shall also be provided. Such planting shall include trees or shrubs at least two (2) feet tall at time of planting, which may be expected to form a year-round dense screen within three (3) years.

(3) Motor Vehicle Repair Shops. These uses may be granted in the AG and B1 districts provided that:

(A) All the regulations in Section 25-8.5(e)(1) are met.

(B) The fumes, odors and noise from the auto-related work are minimized.

(C) A minimum parcel area of one (1) acres shall be required.

(D) In the AG district, the use shall be operated by the resident of the property.

(4) Salvage and Junk Yards. These uses may be granted in the GI district provided that:

(A) A minimum parcel area of ten (10) acres is required.

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(B) View of the storage and salvage areas is screened from public roads and neighboring residences by means of a solid masonry or wood fence at least six (6) feet high. A bufferyard ten (10) feet wide shall be provided at the property line along the outside of any required fence.

(C) No salvage material or junk may be piled more than six (6) feet high or above the level of the screening, whichever is greater.

(e) NATURAL RESOURCE USES.

(1) Mineral Extraction and Processing. These uses may be granted in RR, R2, R3, R4, VR, VB, B1, B2 and B3 districts provided that:

(A) A permit for such use has been approved by the State Department of Natural Resources.

(B) No building or structure shall be located within one hundred (100) feet of any road right-of-way or adjoining property lines.

(C) No washing, crushing, processing, blasting or similar operation shall be conducted within two hundred (200) feet of any road right-of-way or adjacent residential lot.

(D) Existing trees and ground cover along public road frontage shall be preserved, maintained and supplemented by selective cutting, transplanting and addition of trees, shrubs, and other ground cover for the depth of the front yard setback. Where it is determined that landscaping is not practical because of soil and/or operation conditions, other screening shall be provided.

(2) Sawmills. These uses may be granted in the AG and B3 districts provided that:

(A) A minimum parcel area of ten (10) acres is required.

(B) Noise shall not become a nuisance to the

neighborhood.

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(f) RESIDENTIAL USES.

(1) Apartment Dwellings, Mid-Rise and High-Rise.

These uses may be granted in the R4 and B3 districts provided that:

(A) A minimum parcel area of not less than five (5) nor more than fifteen (15) acres shall be established.

(B) The density shall not exceed twenty (20) dwelling units per acre for mid-rise apartments and thirty (30) dwelling units per acre for high-rise apartments and the maximum building coverage shall be forty (40) percent of the total parcel for mid-rise apartments and thirty (30) percent of the total parcel for high-rise apartments.

(C) The location is suitable for apartment dwellings with regard to traffic, access, efficiency and convenience of land use and safety.

(D) The proposed project is designed with properly arranged traffic flow and parking, buildings which are compatible and harmonious with surrounding uses, minimum obstruction to the view of those who live in the surrounding area, and no adverse effect upon adjoining or surrounding properties.

(E) The open space shall constitute at least thirty-five (35) percent of the parcel area of which at least forty (40) percent shall be suitable for and devoted to active recreation.

(F) Any area not used for building, structures or parking shall be landscaped and properly maintained.

(G) In the B3 district, apartment dwelling structures shall be able to provide retail and service uses primarily intended for the future residents to the extent of one thousand (1,000) square feet of gross floor area for every one

1 hundred (100) dwelling units within the project. Business uses
2 shall be located on only the first two (2) floors of any
3 buildings. No more than one (1) restaurant or bar shall be
4 permitted. No free-standing signs advertising the business uses
5 shall be allowed.

6 (2) Camps, Retreats, Recreation Vehicle Parks. These
7 uses may be granted in the AG district provided that:

8 (A) Recreational vehicle parks shall contain
9 electrical and water outlets for individual sites, one (1) or
10 more central sanitary stations, toilets and shower facilities.

11 (B) The parcel shall have a minimum frontage of
12 two hundred (200) feet on a collector or arterial road.

13 (C) Maximum density permitted shall be ten (10)
14 camp sites or rooms per acre with a minimum camp site size of
15 three thousand (3,000) square feet. All camp sites shall be at
16 least fifty (50) feet from any property line.

17 (D) One free-standing sign, not more than fifty
18 (50) square feet in area and twenty-five (25) feet in height
19 shall be permitted access per road frontage. Building
20 identification signs shall be attached to buildings and shall not
21 exceed a total of ten (10) square feet.

22 (E) The only permitted permanent residential
23 occupancy shall be for the resident owner or manager.

24 (3) Cottage Houses. A second dwelling on a single
25 lot may be granted in the AG, RR, R1, R2, R3, R4 and VR districts
26 provided that:

27 (A) The second dwelling shall be of a
28 temporary nature, so as to be removable when the need shall cease
29 and shall be occupied by a relative of the family owning and
30 residing on the lot.

31 (B) The occupant of either the temporary
32 second dwelling or principal dwelling shall be more than

1 fifty-five (55) years old, or have a condition which requires
2 care and attention.

3 (C) A minimum parcel area of fifteen thousand
4 (15,000) square feet shall be established and the building shall
5 meet the setbacks for accessory buildings.

6 (D) If such dwellings are mobile homes, skirting
7 of a compatible material shall substitute for a foundation.

8 (E) The applicant shall submit to the Zoning
9 Administrator a certificate of continued need based on the
10 original approval every two (2) years.

11 (4) Country Inn and Resorts. These uses may be
12 granted in the AG, RR, R1, R2, R3, R4 and VR districts provided
13 that:

14 (A) The country inn or resort shall provide
15 eating and sleeping facilities for at least three (3) guests on a
16 daily or weekly, short-term basis.

17 (B) The project shall be responsive to the
18 natural and historic features of the parcel.

19 (C) Any historic structures renovated and used
20 shall be subject to review by the Historic District Commission.

21 (5) Group Homes. These uses may be granted in the
22 AG, RR, R1, R2, R3, R4, and VR districts provided that:

23 (A) A minimum parcel area of three (3) acres is
24 required in the AG district. A minimum parcel area of two (2)
25 acres is required in the RR and R1 districts.

26 (B) The intensity of the group quarters is
27 limited to eight (8) residents per acre of the parcel.

28 (6) Nursing Homes. These uses may be granted in the
29 AG, RR, R1, R2, VR, VB and B1 districts provided that:

30 (A) A minimum parcel area of five (5) acres is
31 established and a maximum building coverage of forty (40) percent
32 of the parcel.

1 (B) The setbacks of the district of single
2 family detached dwellings shall be met.

3 (C) The density shall not exceed twenty (20)
4 beds per acre of the parcel.

5 (g) RETAIL TRADE.

6 (1) Antique Shops, Art Galleries and Museums. These
7 uses may be granted in the AG district provided that:

8 (A) A minimum parcel area of two (2) acres is
9 required and the proposed use is located in a historic structure.

10 (B) The parking requirements of Section 25-5.5
11 are met and all parking areas are screened from adjacent
12 residential lots.

13 (2) Auction Sales - Animals. These uses may be
14 granted in the AG, VB and B3 districts provided that:

15 (A) A minimum parcel area of three (3) acres
16 shall be established.

17 (B) No facility for overnight shelter of animals
18 shall be within two hundred (200) feet of any adjacent
19 residential lot.

20 (3) Specialty Shops. This use may be granted in the
21 VR district provided that:

22 (A) A bufferyard of ten (10) feet is provided
23 between the parking area and any adjacent residential lots.

24 (B) Retail sales area shall not exceed five
25 thousand (5,000) square feet.

26 (h) SERVICES.

27 (1) Construction Services and Suppliers. These uses
28 may be granted in the AG and VB districts provided that:

29 (A) A bufferyard ten (10) feet wide shall be
30 provided around all outside storage and parking areas when
31 adjacent to a residential lot or visible from a public road.

32 (B) All the requirements for construction

1 services in the LI district are met.

2 (2) Funeral Homes and Mortuaries. These uses may be
3 granted in the AG district provided that:

4 (A) The proposed use shall be located in a
5 building which is residential in character and architectural
6 style.

7 (B) A bufferyard ten (10) feet wide shall be
8 provided between the parking area and any residential lot or
9 public road.

10 (C) Access for such use shall be from an
11 arterial or collector road.

12 (D) A minimum parcel area of three (3) acres is
13 established.

14 (3) Kennel. These uses may be granted in the AG, B1
15 and B2 districts provided that all buildings for the shelter of
16 animals and runways shall be located at least two hundred (200)
17 feet from any lot line.

18 (4) Pet Grooming. This use may be granted in the AG,
19 VB, B1 and B2 districts provided that:

20 (A) The activity takes place inside a completely
21 enclosed building.

22 (B) No animals may be kept overnight except
23 those owned by the proprietor.

24 (5) Personal Services. These uses may be granted in
25 the VR district provided that:

26 (A) A bufferyard of ten (10) feet is provided
27 between the parking areas and any adjacent residential lots.

28 (B) Gross floor area shall not exceed five
29 thousand (5,000) square feet.

30 (6) Professional Services. These uses may be granted
31 in the VR district provided that:

32 (A) A bufferyard of ten (10) feet is provided

1 between the parking area and any adjacent residential lots.

2 (B) Gross floor area shall not exceed five
3 thousand (5,000) square feet.

4 (7) Restaurants. This use may be granted in the VB
5 and B1 districts provided that:

6 (A) In the VB and B1 districts the minimum
7 parcel requirements in the B2 district shall apply.

8 (B) The parking and access requirements of this
9 Code shall apply.

10 (C) The use is located with direct access to an
11 arterial or collector road.

12 (8) Veterinary Clinics. This use may be granted in
13 the AG and B2 districts provided that:

14 (A) A minimum parcel area of three (3) acres is
15 required;

16 (B) The use shall be located with direct access
17 to an arterial or collector road.

18 (C) A bufferyard ten (10) feet wide shall be
19 provided between the parking area and any adjacent residential
20 lot.

21 (D) Any runways shall be set back at least two
22 hundred (200) feet from any lot line.

23 (i) TRANSPORTATION, COMMUNICATIONS AND UTILITIES (TCU).

24 (1) Aircraft Landing and Storage, Private. This use
25 may be granted in the AG, CI and GI districts provided that:

26 (A) The airfield is designed in accordance with
27 design criteria recommended in "Advisory Circular For Utility
28 Airports" AC 150/53004B or "Heliport Design Guide", AC
29 150/5390-1B, both by the Federal Aviation Administration.
30
31
32

1 (B) The approach and landing paths are in
2 accordance with the current Federal Aviation Administration
3 Regulation, Part 77, "Objects Affecting Navigable Airspace."

4 (C) That the length of the runway and the height
5 of obstacles at each end of the runway are compatible with
6 take-off and landing performance, as defined in the flight manual
7 for the aircraft to be operating from the airfield.

8 (D) The length of the runway is sufficient for
9 the aircraft to stop safely without thrust reversal after
10 aborting take-off at take-off speed.

11 (E) The take-off and landing flight path will be
12 a minimum distance of one thousand (1,000) feet in any direction
13 from any residence or public building.

14 (F) The take-off and landing flight path of the
15 aircraft has a minimum of two hundred fifty (250) feet vertical
16 clearance over surrounding property, unless a navigation easement
17 agreement is reached with affected property owners for a lesser
18 clearance.

19 (G) No business, such as the sale or leasing of
20 aircraft, maintenance, or flight instructions shall be allowed.

21 (H) The applicant shall maintain a flight
22 operation log that shall be open for inspection by
23 representatives of the Department of Planning and Zoning.

24 (2) Airports, General Aviation. These uses may be
25 granted in the CI and GI districts provided that:

26 (A) Landing, take-off and utility areas used by
27 aircraft shall be provided with a hard surface.

28 (B) No structures or areas used for servicing
29 aircraft shall be located less than two hundred (200) feet from
30 any property lines, or less than one hundred (100) feet from any
31 public or private institution.

32 (C) Airport approach and departure paths shall

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1 not be located over residential, institutional or other densely
2 populated areas.

3 (D) The decibel reading shall not exceed a
4 measure of seventy (70) decibels at the property line, and shall
5 not be objectionable due to intermittence, beat frequency, or
6 shrillness.

7 (E) No areas used by self-powered aircraft shall
8 be located less than one thousand (1,000) feet from any
9 residential lot on the approach and departure ends of the runway.

10 (F) Parking of vehicles shall not be permitted
11 within one hundred (100) feet of any property line.

12 (G) The airport shall be surrounded by a sturdy
13 and well constructed fence not less than six (6) feet in height,
14 with suitable gates effectively controlling access to such area.

15 (H) Appropriate airport accessory uses (such as
16 restaurants, snack bars, automobile rental agencies, airline
17 business offices and service facilities, but not other business
18 or industrial uses) may be permitted.

19 (I) The Zoning Administrator shall refer the
20 application to the Federal Aviation Agency and/or the appropriate
21 regional planning bodies to determine:

22 (i) If such airport is an integral part of,
23 or will interfere with, the general plan of airports for the
24 Maryland-Washington Regional District; and

25 (ii) If the take-off and landing pattern of
26 a new, reoriented or lengthened runway will interfere with the
27 flight pattern of any nearby airport.

28 (J) The take-off and landing flight path will be
29 a minimum distance of two hundred fifty (250) feet vertical
30 clearance over surrounding property, unless a navigation easement
31 agreement is reached with affected property owners for a lesser
32 clearance.

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(3) Stations, Communications and Broadcasting. This use may be granted in the AG district provided that:

(A) A minimum parcel area of one (1) acre is established.

(B) The building shall be architecturally compatible with adjacent buildings.

(C) The building shall be set back at least fifty (50) feet from any adjacent residential lot.

(4) Towers, Communication and Broadcasting. These uses may be granted in the AG, B2 and B3 districts provided that the set back of the tower from all property lines shall be equal to the height of the tower plus ten (10) feet.

(5) Electrical Transmission Lines of 69,000 Kilowatts or Greater and Telephone Microwave Facilities. These uses may be granted in all districts provided that:

(A) An economic evaluation of such a transmission line route and other alternative routes shall be presented.

(B) An evaluation of the displacement of structures that such a use would result in shall be presented. This shall include but not be limited to the following:

(i) The number of residences displaced;
(ii) The number of commercial and industrial activities displaced;

(iii) The number of properties transversed.

(C) A thorough evaluation of the environmental impact of such a use including but not limited to the following:

(i) Effect on wildlife;
(ii) Effect on plantlife;
(iii) Effect on the land surface;
(iv) Effect on economically recoverable resources;

1 (v) Effect on open spaces.

2 (D) An evaluation of the impact of such a use
3 upon the cultural resources of the county such as areas of
4 historic or archeological interest.

5 (E) Such a use shall be constructed so as to
6 minimize the visual impact and an evaluation of same shall be
7 presented.

8 (6) Interstate and Intrastate Pipelines. These uses
9 may be granted in all districts provided that:

10 (A) Such use shall not endanger the health and
11 safety of residents or workers in the area.

12 (B) The location of such use provides for
13 minimum visual impact and shall not impair the use of the
14 surrounding properties.

15 (C) The alignment shall follow the topography to
16 minimize any effects on the terrain.

17 (D) A thorough evaluation of the environmental
18 impact of such a use including but not limited to the following:

19 (i) Effect on wildlife;

20 (ii) Effect on plantlife;

21 (iii) Effect on the land surface;

22 (iv) Effect on economically recoverable
23 resources; and

24 (v) Effect on open spaces.

25 (E) An evaluation of the impact of such a use
26 upon the cultural resources of the County such as areas of
27 historic or archeological interest.

28 (j) WAREHOUSING, WHOLESALING AND PROCESSING.

29 (1) Abattoirs and Slaughterhouses. These uses may be
30 granted in the AG district provided that:

31 (A) A minimum parcel area of twenty (20) acres
32 is established.

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1 (B) The use is provided with direct access from
2 arterial or collector roads.

3 (2) Laboratory Research, Experimental or Testing.
4 These uses may be granted in the AG district provided that:

5 (A) A minimum parcel area of ten (10) acres is
6 required.

7 (B) The research activity is directly linked to
8 agricultural research, or requires the cultivation of crops or
9 the keeping of animals, or requires a rural setting to perform
10 the work activities.

11 (3) Petroleum and Gas Products, Sales or Storage.
12 Underground petroleum and gas products storage not in excess of
13 twenty-five thousand (25,000) gallons capacity may be granted in
14 the B3 district, and aboveground and underground petroleum and
15 gas products storage in excess of twenty-five thousand (25,000)
16 gallons capacity may be granted in the GI district provided that:

17 (A) The applicant demonstrates that the best
18 practicable means known for the disposal of refuse matter or
19 water-carried waste, the abatement of obnoxious or offensive
20 odor, dust, smoke, gas, noise or similar nuisance, and protection
21 against fire and explosion, shall be employed.

22 (B) The parcel is located at least three hundred
23 (300) feet from any railroad siding or bulk storage area for
24 other volatile or explosive materials.

25 (C) The tanks are set back at least one hundred
26 (100) feet from any public road right-of-way and the premises are
27 enclosed by a secure fence of at least eight (8) feet in height.

28 (D) The tanks are located at least four hundred
29 (400) feet from any institutional use and at least three hundred
30 (300) feet from any adjacent residential or business use.
31
32

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1 (k) ACCESSORY PARKING AREAS, DRIVEWAYS, AND PRIVATE ROADS.
2 These uses may be granted in any district to serve a use located
3 in another district provided that:

4 (1) The parking area, driveway or private road shall
5 be accessory to and for the use of one or more agricultural,
6 residential, business, or industrial uses located in an adjoining
7 or nearby district.

8 (2) No charge shall be made for the parking or
9 storage of vehicles on any parking lot approved pursuant to this
10 provision.

11 (3) Any private road or driveway shall provide access
12 to an approved private road, a county road or state road or
13 highway.

14 SECTION 25-9. TRANSITION PROVISIONS.

15 SECTION 25-9.1. APPROVED OR PENDING ZONING CERTIFICATES OR
16 BUILDING PERMITS.

17 (a) The requirements of this Code shall not apply to any
18 building, structure or use established pursuant to a Zoning
19 Certificate or building permit approved prior to the effective
20 date of this Code, provided any such development shall commence
21 within twelve (12) months of the effective date of this Code.

22 (b) The requirements of this Code shall not apply to any
23 building, structure or use proposed to be established pursuant to
24 a Zoning Certificate or building permit application pending as of
25 the effective date of the Code, provided: that the requirements
26 of Ordinance 6 of 1957 and amendments thereof shall apply; that
27 the Zoning Certificate is approved within sixty (60) days after
28 the effective date of this Code; and, that any such development
29 shall commence within twelve (12) months of the date of the
30 approved building permit.

31 SECTION 25-9.2. APPROVED AND PENDING PRELIMINARY PLATS.

32 (a) The requirements of this Code shall not apply to lots

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1 shown on a preliminary subdivision plat approved as of the
2 effective date of this Code, provided that a final plat
3 applicable to that parcel shall have been recorded in the land
4 records of the County prior to the effective date of this law or
5 shall be recorded within two (2) years after such effective date.

6 (b) The requirements of this Code shall not apply to lots
7 shown on a preliminary subdivision plat pending approval as of
8 the effective date of this Code, provided: that the requirements
9 of Ordinance 6 of 1957 and amendments thereof shall apply; that
10 the plat shall be approved by the Department of Planning and
11 Zoning within sixty (60) days from the effective date of this
12 Code; and, that a final plat applicable to that parcel shall be
13 recorded in the land records of the County within two (2) years
14 after the date of approval of the preliminary plat.

15 SECTION 25-9.3. BOARD OF APPEALS APPROVALS.

16 (a) The requirements of this Code shall not apply to any
17 variance or conditional use approved by the Board pursuant to
18 Ordinance 6 of 1957 as amended. In the case of a conditional use
19 approval for a Community Development Project (CDP), the applicant
20 may proceed with development under the requirement and standard
21 of the PRD (Planned Residential Development) upon submission of a
22 concept plan to the Zoning Administrator for review and approval.
23 The concept plan shall include the undeveloped areas of the
24 parcel indicating the general distribution of land uses, phases
25 of development, vehicle circulation network and open space
26 system. The Zoning Administrator shall approve the concept plan
27 in accordance with the requirements of this Code provided that:

28 (1) The number of dwelling units approved for the CDP
29 is not exceeded;

30 (2) Any off-site improvements required by the CDP are
31 not waived;

32 (3) Any recreation facilities required by the CDP are

1 provided; and

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2 (4) Any open space or public use required by the CDP
3 is not reduced in area.

4 Any modification not in accordance with the terms of this
5 Section shall require the approval of the Board pursuant to
6 Section 25-3.3 of this Code.

7 (b) The requirements of this Code shall not apply to any
8 zoning case pending before the Board or courts of this State.
9 SECTION 25-9.4. ZONING IN EFFECT PRIOR TO THE EFFECTIVE DATE OF
10 THE CODE. All district classifications and maps, special
11 exceptions, variances and conditional uses, and all applications
12 for such approvals, including the particular zoning category or
13 categories applicable to a parcel of land, established under
14 Ordinance No. 6 of 1957, as amended and as applied by legislative
15 or administrative action thereunder, shall as of the effective
16 date of this Code, be of no further effect or validity, except to
17 the extent specific continuing rights are granted by the terms of
18 this Code.

19 SECTION 25-9.5. ZONING APPLICABLE IN THE EVENT OF INVALIDITY.
20 Should all or part of any comprehensive zoning map legislatively
21 adopted on or after the effective date of the Code be declared
22 invalid, the zoning restrictions applicable to the
23 AG-Agricultural District shall thereafter apply to the property
24 affected by such declaration of invalidity pending further action
25 by the County Council.

26 SECTION 25-9.6. SEVERABILITY. If any clause, sentence, part or
27 parts of this Article or any section thereof shall be held by any
28 court of competent jurisdiction to be invalid or
29 unconstitutional, such invalidity or unconstitutionality shall
30 not affect the validity or constitutionality of the remaining
31 parts of this Article or of any section thereof.

32 Section 2. Be It Further Enacted that the provisions of this Act
shall take effect on September 1, 1982.

EFFECTIVE DATE: September 1, 1982 -130-

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BY THE COUNCIL

Read the third time, BILL NO. 82-14 (as amended)

Passed LSD 82-14 (May 4, 1982) (with amendments)~~XXXXXXXXXXXX~~

By order

Angela Markowski, SecretarySealed with the County Seal and presented to the County Executive
for his approval this 5th day of May, 1982
at 3:00 o'clock P.M.Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Grogan
County ExecutiveDate May 11, 1982

BY THE COUNCIL

This Bill (No. 82-14 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
May 11, 1982.Angela Markowski, SecretaryRec'd & Recorded 1-11-1983 at 1:00 P. M.
Liber 7 Folio 652 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 1, 1982

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-15Introduced by Council President Hardwicke at the
request of the County ExecutiveLegislative Day No. 82-6Date February 16, 1982

AN EMERGENCY ACT to repeal the rates for water service in the Route 1 - Fallston Commercial Corridor, as established in Bill Number 80-83, effective January 7, 1981; and to enact new rates for that area; and to provide that the increased rates shall take effect with the billings of April 1, 1982.

By the Council, February 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 16, 1982at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 16, 1982 and concluded on March 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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WHEREAS, Harford County purchases water from the Maryland Water Works Company for distribution to the Route 1 - Fallston Commercial Corridor; and

WHEREAS, the Maryland Water Works Company has increased the cost of water to the County; and

WHEREAS, this increase in cost requires the County to raise its charge to the user.

NOW, THEREFORE,

Section 1. *Be It Enacted By The County Council of Harford County, Maryland*, that the water rates for water service supplied by Harford County to the Route 1 - Fallston Commercial Corridor, as established in Bill Number 80-83, effective January 7, 1981, be, and they are hereby repealed, and that the new rates as established by this Act, be, and they are hereby enacted to stand in lieu of the rates repealed, all to read as follows:

Route 1 - Fallston Commercial Corridor

	Usage In 1,000 gallons - - - - -	Per Quarter - - - - -
Water Only		
Minimum	7,000 gallons	\$18.62
Over	7,000 gallons	\$ 2.66/M gallon

Section 2. *And Be It Further Enacted*, that this Act is hereby declared to be an Emergency Act, necessary for the prevention of a funding deficit in Harford County water operations, and shall take effect on the date it becomes law.

EFFECTIVE: March 18, 1982

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Regina Markowski, Secretary

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BY THE COUNCIL

Read the third time. BILL NO. 82-15

Passed LSD 82-9 (March 16, 1982) ~~(with amendments)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-15), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
HLC Liber 7 Folio 621 & examined per
Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 18, 1982

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-16Introduced by Council President Hardwicke at the request of the County ExecutiveLegislative Day No. 82-6Date February 16, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the State Highway Administration for the current fiscal year; to provide funds to complete the Quaker Bottom Road Bridge Project.

By the Council, February 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 16, 1982at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 16, 1982 and concluded on March 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current Road Capital Fund for
3 the fiscal year ending June 30, 1982, in accordance with Section
4 517 of the Charter of Harford County, Maryland; and
5 WHEREAS, such funds are necessary to complete the
6 Quaker Bottom Road Bridge Project.
7 NOW, THEREFORE,
8 Section 1. *Be It Enacted By The County Council of Harford County,*
9 *Maryland,* that the current Road Capital Fund for the fiscal year
10 ending June 30, 1982, be, and it is hereby amended by making an
11 appropriation to the Road Capital Fund in the below listed
12 amounts for the purpose detailed:
13 Appropriation:
14 Road Capital Fund
15 Department of Public Works
16 Quaker Bottom Road Bridge Project
17 Accounts Receivable (State Aid) 17-00-03-10-02-00-00-00 \$229,038
18 Total State Aid \$229,038
19 Road Capital Fund
20 Department of Public Works
21 Quaker Bottom Road Bridge Project
22 Account No. 77-03-28-00-23-00-03-XX \$104,298
23 Total Supplemental Appropriation \$104,298
24 Section 2. *And Be It Further Enacted,* that this Act is hereby
25 declared to be an Emergency Act, necessary for the preservation
26 of the public health, safety and welfare and is necessary to
27 complete the project and shall take effect on the date it becomes
28 law.
29 EFFECTIVE: March 18, 1982

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31 The Secretary of the Council does hereby
32 certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Angela Markowski, Secretary
82-16

BOOK 7 PAGE 626

BY THE COUNCIL

Read the third time, BILL NO. 82-16

Passed LSD 82-9 (March 16, 1982) ~~(with amendments)~~~~Failed on first passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

C. Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-16), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1982.

Angela Markowski, Secretary

EFFECTIVE DATE: March 18, 1982

Rec'd & Recorded 1-11 1983 at 1.00 P.M.
REC Liber 7 Folio 624 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

BOOK 7 PAGE 627

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-17Introduced by Council President Hardwicke at the
request of the County ExecutiveLegislative Day No. 82-6 Date February 16, 1982

AN EMERGENCY ACT to make an appropriation of grant funds
to the Public Housing Agency from
unanticipated revenues received from
the State of Maryland Regional Planning
Council; to provide funds for ten (10)
additional units in the Regional Housing
Section 8 Program in Harford County.

By the Council, February 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 16, 1982at: 7:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on March 16, 1982
and concluded on March 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

1 WHEREAS, the County Executive has recommended an
2 emergency appropriation of unanticipated grant revenues to the
3 County Budget for the fiscal year ending June 30, 1982, and
4 continuing thereafter in accordance with the terms of the grant;
5 and

6 WHEREAS, the funds are from the State of Maryland
7 Regional Planning Council; and

8 WHEREAS, the funds shall be used to fund ten (10)
9 additional units in the Regional Housing Section 8 Program
10 in Harford County; and

11 WHEREAS, the appropriation of the funds is in
12 accordance with the provisions of Section 518 of the Charter of
13 Harford County, Maryland.

14 NOW, THEREFORE,
15 Section 1. *Be It Enacted By The County Council of Harford*
16 *County, Maryland,* that the current expense budget for the fiscal
17 year ending June 30, 1982, be, and it is hereby amended by making
18 an emergency appropriation and expenditure from monies received
19 from the State government in the below listed amounts for the
20 purpose detailed:

21 Appropriation:
22 Grants Special Fund
23 Public Housing Agency
24 Regional Section 8 Program (10/1/81 - Completed)
25 Accounts Receivable No. 28-00-03-80-15-01-00-00 . . \$45,060
26 Total Accounts Receivable \$45,060
27 Grants Special Fund
28 Public Housing Agency
29 Regional Section 8 Program (10/1/81 - Completed)
30 Expenditure Account No. 88-01-41-00-03-01-03-XX . . \$43,147
31 88-01-41-00-03-01-04-XX . . \$ 1,613
32 88-01-41-00-03-01-11-XX . . 300

DOOR 7 MAY 629

1 Total Expenditure Account \$45,060

2 Section 2. *And Be It Further Enacted*, that this Act is hereby
3 declared to be an Emergency Act, necessary for the continued
4 operation of the Section 8 Housing Program which receives
5 funds through a reimbursement request and shall take effect
6 on the date it becomes law.

7 EFFECTIVE: March 18, 1982

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*The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.*

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Angela Markowski, Secretary

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BOOK 7 PAGE 630
BY THE COUNCIL

Read the third time, BILL NO. 82-17

Passed LSD 82-9 (March 16, 1982) ~~with amendments~~
~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-17), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 p. M.
HCC Liber 7 Folio 627 & examined per
Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: March 18, 1982

BILL NO. 82-18

BOOK 7 PAGE 631

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-18

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 82-6

Date February 16, 1982

AN EMERGENCY ACT to make an appropriation of grant funds to the Public Housing Agency from unanticipated revenues received from the State of Maryland Regional Planning Council; to provide payroll and related expenses for the employment of a housing counselor.

By the Council, February 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: March 16, 1982

at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 16, 1982 and concluded on March 16, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-18

BOOK 7 PAGE 632

1 WHEREAS, the County Executive has recommended an
 2 emergency appropriation of unanticipated grant revenues to the
 3 County Budget for the fiscal year ending June 30, 1982, and
 4 continuing thereafter in accordance with the terms of the
 5 grant; and

6 WHEREAS, the funds are from the State of Maryland
 7 Regional Planning Council; and

8 WHEREAS, the funds shall be used for payroll and
 9 related expenses for the employment of a housing counselor; and

10 WHEREAS, the appropriation of the funds is in accordance
 11 with the provisions of Section 518 of the Charter of Harford
 12 County, Maryland.

13 NOW, THEREFORE,
 14 Section 1. *Be It Enacted By The County Council of Harford County,*
 15 *Maryland,* that the current expense budget for the fiscal year
 16 ending June 30, 1982, be, and it is hereby amended by making an
 17 emergency appropriation and expenditure from monies received
 18 from the State government in the below listed amounts for the
 19 purpose detailed:

20 Appropriation:

21 Grants Special Fund

22 Public Housing Agency

23 Regional Housing Counseling Program (5/81 - Completed)

24 Accounts Receivable No. 28-00-03-80-69-01-00-00 . . . \$36,900

25 Total Accounts Receivable \$36,900

26 Grants Special Fund

27 Public Housing Agency

28 Regional Housing Counseling Program (5/81 - Completed)

29 Expenditure Account No. 88-01-41-00-04-01-01-XX . . \$29,390

30 88-01-41-00-04-01-02-XX . . \$ 2,200

31 88-01-41-00-04-01-14-XX . . \$ 5,310

32 Total Expenditure Account \$36,900

BOOK 7 PAGE 633

1 Section 2. And Be It Further Enacted, that this Act is hereby
2 declared to be an Emergency Act, necessary for the continued
3 operation of the housing counseling services which receives its
4 funds through reimbursement request and shall take effect on
5 the date it becomes law.

6 EFFECTIVE: March 18, 1982
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9 The Secretary of the Council does hereby
10 certify that fifteen (15) copies of this Bill
11 are immediately available for distribution to
12 the public and the press.

13 Rayla Markowski, Secretary
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BOOK 7 PAGE 634

BY THE COUNCIL

Read the third time, Bill No. 82-18

Passed LSD 82-9 (March 16, 1982) ~~(with amendments)~~~~Rollled off Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 17th day of March, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date March 18, 1982

BY THE COUNCIL

This Bill (No. 82-18), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1982.

Angela Markowski, Secretary

EFFECTIVE DATE: March 18, 1982

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
100C Liber 7 Folio 631 & examined per
J. Douglas Chilcoat, Clerk, Harford Co.

BOOK 7 PAGE 635
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-19Introduced by Council President Hardwicke at the
request of the County ExecutiveLegislative Day No. 82-7Date March 2, 1982

AN EMERGENCY ACT to provide for the transfer of appropriations and a transfer of funds between Capital Projects in the 1981-82 Open Space Capital Fund; to provide that a new project be created in the 1981-82 Open Space Capital Fund; to provide that certain appropriations be transferred from the 1981-82 Hickory Sports Complex Project and certain funds be transferred from the 1981-82 Hickory Sports Complex Project to the new Capital Project.

By the Council, March 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: April 6, 1982at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 6, 1982 and concluded on April 6, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BOOK 7 PAGE 636

WHEREAS, the County Executive has recommended that certain appropriations and certain funds be transferred between Capital Projects in the 1981-82 Open Space Capital Fund and that a new Capital Project be created in the 1981-82 Open Space Capital Fund; and

WHEREAS, Section 516 and 521 of the Charter of Harford County, Maryland, require that such transfers and creations be authorized by legislative act of the County Council; and

WHEREAS, such a transfer and project creation is necessary to construct a restroom and storage building at the Hickory Elementary School; and

WHEREAS, this requirement for a transfer conforms with Sections 516, 519, and 521 of the Charter of Harford County, Maryland.

NOW, THEREFORE,
Section 1. *Be It Enacted By The County Council Of Harford County, Maryland*, that the 1981-82 Open Space Capital Fund, be, and it is hereby amended by making an intra-budget transfer of appropriations and funds, and that a new project, be, and it is hereby added to the 1981-82 Open Space Capital Fund, all to read as follows:

Transfer of Appropriation

From: Open Space Capital Fund

Hickory Sports Complex Project

Account No. 82-06-25-11-62-01-03-XX \$ 5,500.00

Hickory Sports Complex Project

Account No. 82-06-25-11-62-03-03-XX \$66,000.00

Total Open Space Capital Fund Transferred . \$71,500.00

To: Open Space Capital Fund

Hickory Elementary School Development Project (New)

Account No. 82-06-25-11-81-03-03-XX \$71,500.00

Total Open Space Capital Fund Requested . \$71,500.00

Bill 7 Page 637

1 Transfer of Funds

2 From: Open Space Capital Fund

3 Hickory Sports Complex Project

4 Accounts Receivable No. 22-00-03-75-51-00-00-00 \$53,625.00

5 Total Accounts Receivable Transferred . . . \$53,625.00

6 To: Open Space Capital Fund

7 Hickory Elementary School Development Project (New)

8 Accounts Receivable No. 22-00-03-75-69-00-00-00 \$53,625.00

9 Total Accounts Receivable Requested . . . \$53,625.00

10 Section 2. *And Be It Further Enacted*, that this Act is hereby
11 declared to be an Emergency Act, necessary to commence construction
12 of the building to ensure completion prior to the start of the
13 summer recreational programs, and shall take effect on the date
14 it becomes law.

15 EFFECTIVE: April 13, 1982

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The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Raymond M. Markowski, Secretary

BOOK 7 PAGE 638
BY THE COUNCIL

Read the third time, BILL NO. 82-19

Passed LSD-82-10 (April 6, 1982) ~~with amendments~~

~~Failed to Pass~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of April, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date April 13, 1982

BY THE COUNCIL

This Bill (No. 82-19), having been approved by the Executive
and returned to the Council, becomes law on April 13, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4-11 1983 at 1:00 P M.
H.C. Liber 7 Folio 635 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 13, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-20 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 82-7 Date March 2, 1982

AN ACT to repeal and re-enact, with amendments, Section 11-39(b), heading, Solar Energy Tax Credit, of Article II, heading, Real Property Tax Credits, of Chapter 11, heading, Finance and Taxation, of the Harford County Code, as amended; to provide for the clarification of certain language concerning the tax credit for domestic hot water heaters.

By the Council, March 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled on: April 6, 1982
at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 6, 1982 and concluded on April 6, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland*, that Section 11-39(b), heading, Solar Energy
3 Tax Credit, of Article II, heading, Real Property Tax Credits,
4 of Chapter 11, heading, Finance and Taxation, of the Harford
5 County Code, as amended, be, and it is hereby repealed and re-
6 enacted, with amendments, all to read as follows:

7 Chapter 11. Finance and Taxation.

8 Article II. Real Property Tax Credits.

9 Section 11-39. Solar Energy Tax Credit.

10 (b) In accordance with the provisions of Section 12F-5 of
11 Article 81 of the Annotated Code of Maryland, 1957, there is
12 hereby created a tax credit from county real property taxes
13 levied on residential or nonresidential buildings or other
14 structures that use solar energy heating or cooling units for
15 heating and cooling [the] buildings [or other], structures[.],
16 OR FOR SUPPLYING HOT WATER FOR DOMESTIC USE USE WITHIN THE
17 BUILDINGS OR OTHER STRUCTURES. The tax credit shall be credit
18 from the taxes levied on the buildings or other structures and
19 not from the land.

20 Section 2. *And Be It Further Enacted*, that this Act shall take
21 effect sixty (60) calendar days from the date it becomes law.

22 EFFECTIVE: July 9, 1982
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BOOK 7 PAGE 641

BY THE COUNCIL

Read the third time, BILL NO. 82-20 (as amended)

Passed LSD 82-14 (May 4, 1982) (with amendments)

~~Failed on first passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 5th day of May, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
County Executive
Date May 10, 1982

BY THE COUNCIL

This Bill (No. 82-20 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
May 10, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
HRC 7-10-83 439 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: July 9, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-21

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 82-7 Date March 2, 1982

AN ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide funds for the Circuit Court of Harford County to pay for expenditures incurred for the Change of Venue in the case of State of Maryland versus John N. Huffington.

By the Council, March 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: April 6, 1982

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 6, 1982
and concluded on April 6, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-21

JUL 7 1982 643

WHEREAS, the County Executive has recommended a supplemental appropriation to the current expense budget for the fiscal year ending June 30, 1982, in accordance with Section 517 of the Charter of Harford County, Maryland; and

WHEREAS, such funds are necessary for the Circuit Court of Harford County to pay for expenditures incurred for the Change of Venue in the case of State of Maryland versus John N. Huffington; and

WHEREAS, the Treasurer has certified that such funds are available for appropriation.

NOW, THEREFORE,
Section. 1. *Be It Enacted By The County Council of Harford County, Maryland*, that the current expense budget for the fiscal year ending June 30, 1982, be, and it is hereby amended by making an appropriation from the General Fund Reserve for Contingency in the below listed amounts for the purpose detailed:
Appropriation:

From: General Fund Reserve for Contingency

Account No. 70-13-17-00-01-00-07-01 \$5,000.00

Total Funds Requested \$5,000.00

To: General Fund

Circuit Court

Account No. 70-01-12-00-01-00-08-04 \$5,000.00

Total Funds Appropriated \$5,000.00

Section 2. *And Be It Further Enacted*, that this Act shall take effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: June 14, 1982

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Rayla M. Markowski, Secretary

BOOK 7 PAGE 644
BY THE COUNCIL

Read the third time, BILL NO. 82-21

Passed LSD 82-10 (April 6, 1982) ~~(with amendments)~~

~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of April, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date April 13, 1982

BY THE COUNCIL

This Bill (No. 82-21), having been approved by the Executive
and returned to the Council, becomes law on April 13, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
Lib. 7 Folio 442 & examined per
Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 14, 1982

BILL NO. 82-22

BOOK 7 PAGE 645
COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 32-22

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 82-7 Date March 2, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide funds for a water storage facility for the Darlington Volunteer Fire Company.

By the Council, March 2, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: April 6, 1982

at: 6:30 P.M.

By Order: Angela M. Hardwicke, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 6, 1982 and concluded on April 6, 1982.

Angela M. Hardwicke, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-22

Bill 7 Page 646

WHEREAS, the County Executive has recommended a supplemental appropriation to the current expense budget for the fiscal year ending June 30, 1982, in accordance with Section 517 of the Charter of Harford County, Maryland; and

WHEREAS, such funds are necessary for a water storage facility for the Darlington Volunteer Fire Company; and

WHEREAS, the Treasurer has certified that such funds are available for appropriation.

NOW, THEREFORE,

Section 1. *Be It Enacted By The County Council of Harford County, Maryland*, that the current expense budget for the fiscal year ending June 30, 1982, be, and it is hereby amended by making an appropriation from the General Fund Reserve for Contingency in the below listed amounts for the purpose detailed:

Appropriation:

From: General Fund Reserve for Contingency

Account No. 70-13-17-00-01-00-07-02 \$18,000.00

Total Funds Requested \$18,000.00

To: General Fund

Public Safety and Corrections

Volunteer Fire Companies

Volunteer Fire Company Aid

Account No. 70-02-19-00-01-00-07-02 \$18,000.00

Total Funds Appropriated \$18,000.00

Section 2. *And Be It Further Enacted*, that this Act is hereby declared to be an Emergency Act, necessary for the preservation of the public health, safety and welfare and is necessary for immediate construction of the water storage facility which is necessary for the operation of the fire company, and shall take effect on the date it becomes law.

EFFECTIVE: April 13, 1982

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Rayle M. MacLuski, Secretary

BOOK 7 PAGE 647

BY THE COUNCIL

Read the third time., BILL NO. 82-22

Passed LSD 82-10 (April 6, 1982) ~~(XXXXXXAMENDMENT)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of April, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Garrow
County Executive
Date April 13, 1982

BY THE COUNCIL

This Bill (No. 82-22), having been approved by the Executive
and returned to the Council, becomes law on April 13, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
HRC Liber 7 Folio 645 & examined per
J. Douglas Chiscoat, Clerk, Harford Co.

EFFECTIVE DATE: April 13, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-23Introduced by Council President Hardwicke at the
request of the County ExecutiveLegislative Day No. 82-8Date March 9, 1982

AN ACT to make a supplemental appropriation from the General
Fund Reserve for Contingency for the current fiscal
year; to provide funds for supplies needed by the
Board of Elections for the Primary and General
Elections in 1982.

By the Council, March 9, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: April 6, 1982at: 6:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on April 6, 1982
and concluded on April 6, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-23

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current expense budget for
3 the fiscal year ending June 30, 1982, in accordance with
4 Section 517 of the Charter of Harford County, Maryland; and
5 WHEREAS, such funds are necessary for supplies needed
6 by the Board of Elections for the Primary and General Elections;
7 and
8 WHEREAS, the Treasurer has certified that such funds
9 are available for appropriation.
10 NOW, THEREFORE,
11 Section 1. *Be It Enacted By The County Council Of Harford County,*
12 *Maryland,* that the current expense budget for the fiscal year
13 ending June 30, 1982, be, and it is hereby amended by making
14 an appropriation from the General Fund Reserve for Contingency
15 in the below listed amounts for the purpose detailed:
16 Appropriation:
17 From: General Fund Reserve for Contingency
18 Account No. 70-13-17-00-01-00-07-01 \$5,000.00
19 Total Funds Requested \$5,000.00
20 To: General Fund, Board of Elections
21 Account No. 70-01-04-00-01-00-05-XX \$5,000.00
22 Total Funds Appropriated \$5,000.00
23 Section 2. *And Be It Further Enacted,* that this Act shall take
24 effect sixty (60) calendar days from the date it becomes law.
25 EFFECTIVE: June 14, 1982

26
27 The Secretary of the Council does hereby
28 certify that fifteen (15) copies of this Bill
29 are immediately available for distribution to
30 the public and the press.

31 Angela Markowski *dp*, Secretary
32

BOOK 7 PAGE 650
BY THE COUNCIL

Read the third time, BILL NO. 82-23

Passed LSD: 82-10 (April 6, 1982) ~~(which amendments)~~

~~Failed on first passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of April, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brangan
County Executive

Date April 13, 1982

BY THE COUNCIL

This Bill (No. 82-23), having been approved by the Executive
and returned to the Council, becomes law on April 13, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 11:00 P. M.
HOC Liber 7 Folio 648 & examined per
Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 14, 1982

BILL NO. 82-24

BOOK 7 PAGE 651

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-24

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 82-9 Date March 16, 1982

AN EMERGENCY ACT to provide for the transfer of appropriations between
Capital Projects in the fiscal year 1978 and fiscal
year 1982 General Capital Fund; to provide that a
new project be created in the fiscal year 1982 General
Capital Fund; to provide that certain appropriations
be transferred from the fiscal year 1978 Detention
Center Project to the new Capital Project in the
fiscal year 1982 Detention Center Roof Project.

By the Council, March 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: April 13, 1982

at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on April 13, 1982
and concluded on April 13, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-24

BOOK 7 PAGE 652

1 WHEREAS, the County Executive has recommended that
2 certain appropriations be transferred between certain Capital
3 Projects in the fiscal year 1978 and fiscal year 1982 General
4 Capital Fund, and that a new Capital Project be created in the
5 fiscal year 1982; and

6 WHEREAS, Sections 516 and 521 of the Charter of Harford
7 County, Maryland, require that such transfers and creations be
8 authorized by legislative act of the County Council; and

9 WHEREAS, such a transfer and project creation is
10 necessary to replace the roof on the Detention Center which is
11 seriously deteriorated; and

12 WHEREAS, this requirement for a transfer conforms with
13 Sections 516, 519 and 521 of the Charter of Harford County,
14 Maryland.

15 NOW, THEREFORE,
16 Section 1. *Be It Enacted By The County Council of Harford County,*
17 *Maryland,* that the fiscal year 1978 and fiscal year 1982 General
18 Capital Fund, be, and it is hereby amended by making an intra-
19 budget transfer of appropriations, and that a new project be, and
20 it is hereby added to the fiscal year 1982 General Capital Fund,
21 all to read as follows:

22 Transfer of Appropriation and Funds

23 From: Fiscal Year 1978 General Capital Fund

24 Detention Center Project

25 Account No. 71-02-54-00-01-00-09-XX \$65,000.00

26 Total Appropriation and Funds Transferred . . \$65,000.00

27 To: Fiscal Year 1982 General Capital Fund

28 Detention Center Roof (New Project)

29 Account No. 71-02-54-00-03-00-03-XX \$65,000.00

30 Total Appropriation and Funds Requested . . . \$65,000.00

BILL 7 PAGE 653

1 Section 2. And Be It Further Enacted, that this Act is hereby
2 declared to be an Emergency Act, necessary for the immediate
3 replacement of the roof of the Detention Center which has been
4 severely damaged due to the past winter.

5 EFFECTIVE: April 19, 1982
6

7 The Secretary of the Council does hereby
8 certify that fifteen (15) copies of this Bill
9 are immediately available for distribution to
the public and the press.

10 Angelo M. Maraschi, Secretary
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BOOK 7 PAGE 654
BY THE COUNCIL

Read the third time., BILL NO. 82-24

Passed LSD 82-11 (April 13, 1982) ~~XXXXXXXXXXXXXXXXXXXX~~

~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 14th day of April, 19 82
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. Gurranger
County Executive

Date April 19, 1982

BY THE COUNCIL

This Bill (No. 82-24), having been approved by the Executive
and returned to the Council, becomes law on April 19, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
LUC Liber 7 Folio 45L & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 19, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-25 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the County Executive

Legislative Day No. 82-9 Date March 16, 1982

AN ACT to repeal and re-enact, with amendments, Section 13-16(a), heading, Building Permits, and Section 13-19, heading, Electrical Inspections, of Article 2, heading, Schedule of Fees, of Chapter 13, heading, Licenses and Permits, of the Harford County Code, as amended; to provide for the establishment of a fee for re-issuance of a building permit; and to further provide for an increase in fees for electrical inspections.

By the Council, March 16, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: April 13, 1982

at: 7:00 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 13, 1982 and concluded on April 13, 1982.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland,* that Section 13-16(a), heading, Building Permits, and
3 Section 13-19, heading, Electrical Inspections, of Article 2,
4 heading, Schedule of Fees, of Chapter 13, heading, Licenses and
5 Permits, of the Harford County Code, as amended, be, and they are
6 hereby repealed and re-enacted, with amendments, all to read as
7 follows:

8 Chapter 13. Licenses and Permits.

9 Article 2. Schedule of Fees.

10 Section 13-16. Building Permits.

11 (a) Prior to the issuance of any permit or license, the
12 applicant shall pay to the County a fee in accordance with the
13 schedule of fees set forth in the Harford County Code. Fees shall
14 be reasonably calculated to provide, insofar as practicable,
15 sufficient funds to provide for the cost of administering and
16 enforcing the codes and laws of the County. PRIOR TO THE RE-
17 ISSUANCE OF A BUILDING PERMIT, THE APPLICANT SHALL PAY THE COUNTY
18 A FEE OF TEN DOLLARS.

19 Section 13-19. Electrical Inspections.

20 The following fees shall be charged for electrical
21 inspections:

22 (a) Residential Flat Rate:

23 Single- and Two-Family Dwellings:

24	Not over 100 amp service, each	\$30.00
25	Not over 150 amp service, each	\$32.00
26	Not over 200 amp service, each	\$37.00
27	Not over 400 amp service, each	\$40.00
28	EACH INDIVIDUAL APARTMENT	\$15.00
29	2 APARTMENTS IN EACH BUILDING, READY	
30	FOR SIMULTANEOUS INSPECTION	\$25.00
31	3 to 6 apartments in each building, READY	
32	FOR SIMULTANEOUS INSPECTION	\$50.00

1 7 to 12 apartments in each building,
 2 each apartment \$10.00
 3 Townhouses, each \$27.00
 4 Double Wide Mobile and Modular Homes:
 5 State Approved Service and Outlet Fee
 6 Non-State Approved . . . Flat Rate of . . . \$27.00
 7 Single Wide Modular . . Service and Outlet Fee
 8 [Realtor Inspection . . Flat Rate of . . . \$22.00]
 9 (b) Service Entrance Installations with Appliances:
 10 Construction Service (Including Outlets), Apply
 11 Service Entrance and Feeder Fees.

12 Trailer pole or pedestal service with
 13 one outlet \$12.00
 14 Each additional outlet \$ 2.00
 15 *Not over 100 amp with one to ten outlets . [\$15.00]
 16 \$12.00
 17 *Over 100 amp to 225 amp with one to ten
 18 outlets \$15.00
 19 *One to ten outlets without service \$10.00
 20 Each additional twenty-five outlets
 21 or fraction thereof \$ 2.00

22 (c) Area Lighting:
 23 For the first pole or unit \$10.00
 24 Each additional pole or unit \$ 2.00

25 (d) Swimming Pools:
 26 For each pour \$10.00
 27 Note: Above fee includes other outlets or equipment that
 28 can be inspected with each visit.

29 (e) Cable Heating:
 30 First unit \$10.00
 31 For each additional unit or room \$ 2.00

32 * - Fee applies where complete inspection can be made in one trip.
 If additional trip required, add eight dollars to above trip

(f) Re-introduction of Current:

~~Not less than~~-----\$12.00

~~{Depending on Supervision Required}~~

AT THE HOURLY RATE OF \$16.00
PER HOUR

(g) Temporary Installations and Displays:

~~No charge less than~~-----\$12.00

AT THE HOURLY RATE OF \$16.00
PER HOUR

[(Depending on Supervision Required)]

Letter of approval issued for a period not longer than two weeks.

(h) Commercial Fees:

(1) Rough Wiring:

1 to 20 outlets \$10.00

21 to 50 outlets \$12.00

For each additional 25 outlets \$ 2.00

(2) Fixtures:

1 to 20 outlets \$10.00

21 to 50 outlets \$12.00

For each additional 25 outlets \$ 2.00

(3) Motors, Generators, Transformers, Electrical Heating, Air Conditioning and Similar Equipment:

Single unit or groups NOT over 5 with a total

capacity not over 1 h.p., k.w. or k.v.a. \$10.00

1 h.p. to 20 h.p., k.w. or k.v.a., Each \$10.00

Over 20 to 40 h.p., k.w. or k.v.a., Each \$12.00

Over 40 h.p., k.v.a., Each \$15.00

(4) Service Entrance and Feeders:

[Not over 100 amp \$15.00

Over 100 amp to 225 amp \$15.00

Over 225 amp to 400 amp \$20.00

Over 400 amp to 1000 amp \$27.00

Over 1000 amp \$53.00]

659 7 659

1	LESS-THAN 100 AMP <u>OR LESS</u>	\$12.00
2	OVER 100 AMP AND-LESS-THAN <u>TO</u> 225 AMP .	\$15.00
3	OVER 225 AMP AND-LESS-THAN <u>TO</u> 400 AMP .	\$20.00
4	OVER 400 AMP AND-LESS-THAN <u>TO</u> 1000 AMP	\$27.00
5	OVER 1000 AMP	\$53.00

6	(5) Transformers, Vaults, Enclosures, Substations:	
7	Not over 200 k.v.a.	\$22.00
8	Over 200 to 500 k.v.a.	\$27.00
9	Over 500 k.v.a.	\$53.00

10 Note: Above fees apply to each transformer bank.

11	(6) Electric Signs:	
12	[1 to 5 amps total load, each	\$10.00]
13	LESS THAN 6 AMPS TOTAL	\$10.00
14	6 to 20 amps total load[, each] . . .	\$12.00
15	Over 20 amps	\$16.00

16 Note: Above fees include inspection of branch circuit or
17 feeder.

18	(7) Protective Signaling Systems:	
19	For the first 15 devices	\$27.00
20	For each 5 additional devices	\$ 3.00
21	Reinspection	\$12.00
22		per trip
22	Hourly Inspection Rate	\$16.00
23		per hour
23	MINIMUM INSPECTION FEE	\$10.00
24	ASSUMPTION OF EXISTING PERMIT	ONE HALF
25		OF ORIGINAL
25		FEE

26 When the flat fee schedule is not used and the inspection
27 fee exceeds fifty dollars and can be completed in a reasonable
28 time, a special rate may be applied for.

29 Section 2. And Be It Further Enacted, that this Act shall take
30 effect sixty (60) calendar days from the date it becomes law.

31 EFFECTIVE: July 23, 1982

32

BOOK 7 PAGE 660
BY THE COUNCIL

Read the third time, BILL NO. 82-25 (as amended)

Passed LSD 82-16 (May 18, 1982) (with amendments)

~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 19th day of May, 1982
at 3:00 o'clock P.M.



Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brangan
County Executive
Date 5/24/82

BY THE COUNCIL

This Bill (No. 82-25 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
May 24, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
HCC Liber 7 Folio 655 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: July 23, 1982

82-25
AS AMENDED

NOTHING INTENDED TO BE RECORDED
ON THIS PAGE

NOTHING INTENDED TO BE RECORDED
ON THIS PAGE

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLANDBILL NO. 82-26 (AS AMENDED)Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-10 Date April 6, 1982

THE ANNUAL BUDGET AND APPROPRIATION ORDINANCE OF HARFORD COUNTY, MARYLAND, to adopt the County Budget, consisting of the Current Expense Budget for the fiscal year ending June 30, 1983, the Capital Budget for the fiscal year ending June 30, 1983, and the Capital Program for the fiscal years ending June 30, 1983; June 30, 1983; June 30, 1985; June 30, 1986; June 30, 1987; and June 30, 1988; and to appropriate funds for all expenditures for the fiscal year beginning July 1, 1982, and ending June 30, 1983, as hereinafter indicated.

By the Council, April 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: May 6, 1982 - Aberdeen High School
May 13, 1982 - Bel Air High School
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 6, 1982 and concluded on May 13, 1982.

Angela Markowski, Secretary

XPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. *Be it Enacted by the County Council of Harford County, Maryland, that the Current Expense Budget for the fiscal year ending June 30, 1983, is hereby approved and adopted for such fiscal year; and funds for all expenditures for the purposes specified in the Current Expense Budget beginning July 1, 1982, and ending June 30, 1983, are hereby appropriated in the amounts hereinafter specified and for the purpose hereinafter indicated as follows:*

CURRENT EXPENSE BUDGET

I. General Fund

A. Estimated Cash Surplus - June 30, 1982	2,264,898
	<u>2,497,850</u>
B. Transfer from Revenue Sharing Fund	2,252,180
C. Transfer from Public School Debt Service Fund	743,287
D. Estimated Revenues (1982-1983)	
Local Revenue:	
Real and Personal Property Taxes	29,034,858
Less Tax Credits:	
Circuit Breaker	7,900 CR
Community Associations	2,300 CR
Homeowners (115%)	80,000 CR
Solar Energy	630,000 CR
Discount Allowed	365,000 CR
Corporations in Bankruptcy	25,000 CR
Development Envelope	57,375 CR
Interest and Penalty	<u>175,000</u>
	<u>313,820</u>
Payments in lieu of Taxes	5,000
Income Tax - Current	21,454,062
Income Tax - Delinquent	505,000
Landfill Disposal Tax	658,905

1 State Shared Taxes:

2	Admissions and Amusement Taxes	120,000
3	Franchise Tax - Domestic Filing Fee	20,700
4	Race Track Revenue	85,900
5	Beer Tax	137,000
6	Tobacco Tax	549,500
7	Alcoholic Beverage Tax	50,400
8	Abandoned Property Tax	17,000

9 Permits, Licenses and Inspections:

10	Pinball Licenses	10,000
11	Trader Licenses	93,500
12	Produce Licenses	550
13	Auctioneer Licenses	1,200
14	Refuse Licenses	5,000
15	Pawnbroker Licenses	200
16	Plumbing Licenses	6,000
17	Taxicab Driver Licenses	450
18	Mobile Home Court Licenses	3,500
19	Excise Tax on Mobile Homes	94,000
20	Electrical Board of Examiners	22,200
21	Solicitor Licenses	200
22	Cable TV	8,000
23	Pet Shop Licenses	150
24	Dog Licenses	55,000
25	Board of Stray Dogs	4,000
26	Dog License Fines	2,500
27	Building Permits	75,000
28	Building Inspection Service	5,000
29	Plumbing Permits	41,000
30	Electrical Inspections	50,000

1	Marriage Licenses	6,800
2	Sanitation Licenses	6,000
3	Percolation Test Fees	3,700
4	Grading Permit Fees	1,000
5	Intergovernmental Revenues:	
6	Franchise Tax on Financial Institutions	100,000
7	Police Protection	852,092
8	Property Tax Grant	1,326,659
9	Community College Debt Service Aid	8,238
10	School Debt Service Aid	1,194,590
11	Civil Defense Rebate	29,840
12	Sales and Services:	
13	Tax Lien Certifications	12,500
14	Maps	200
15	Publications	5,000
16	Sheriff's Fees	65,000
17	Sheriff's Licenses	3,000
18	Police Reports	1,200
19	Board of Prisoners	95,000
20	Courtroom Security	17,500
21	Election Fees	3,100
22	Data Processing Service	24,700
23	Motor Vehicle Tag Fees	3,800
24	Fines and Forfeitures:	
25	Parking Fines	2,500
26	Court Fines	8,000
27	Other Revenues:	
28	Hospital Debt Service	676,583
29	Coastal Zone Management	18,500
30	Zoning Appeals	8,000
31		
32		

1	Interest on Investments	1,809,000
2	Property Rental	145,600
3	Landfill Tipping Fee	500,000
4	Sales of Usable Property	20,000
5	Child Support - Incentive Payments	20,000
6	Subdivision Plans	10,000
7	Commissions	500
8	Miscellaneous Income	1,000
9	Comprehensive Master Plan Prints	75
10	Reproduction - Community Services	
11	Reimbursement	100
12	Reproduction - County Council	
	Reimbursement	500
13	Reproduction - Election Board	
14	Reimbursement	1,500
15	Extension Service	6,000
16	Parks and Recreation Self-Sustaining	
	Account	9,825
17	Interfund Transfers:	
18	Water and Sewer Fund - Dept. of Treasury	210,048
19	Water and Sewer Fund - Dept. of Law	11,850
20	Highways Fund - Dept. of Law	10,000
21	Joppatowne Fund - Dept. of Treasury	56,039
22	Joppatowne Fund - Dept. of Law	3,150
23	Total Available for Appropriation - General	647,672,254
24		647,905,206
		<u>65,044,026</u>
25	E. Appropriations	
26	General Government:	
27	Executive Branch	
28	1. Office of the County Executive	143,763
29	2. Director of Administration:	<u>152,529</u>
30	Office of the Director	115,499
31		<u>125,472</u>
32	Central Services	179,348
		<u>185,012</u>

3.	Department of Procurement:	
	Office of the Director	<u>51,249</u> <u>60,482</u>
	Procurement Operations	<u>117,885</u> <u>126,294</u>
4.	Department of Treasury:	
	Office of the Treasurer	<u>92,042</u> <u>101,064</u>
	Division of Finance	<u>452,196</u> <u>501,233</u>
	Comptroller	<u>185,369</u> <u>219,506</u>
	Data Processing	<u>412,696</u> <u>428,936</u>
5.	Department of Law:	
	Office of the County Attorney	<u>62,152</u> <u>69,157</u>
	Legal Services	<u>237,080</u> <u>259,505</u>
	Litigation Services	<u>5,000</u>
6.	Department of Planning and Zoning:	
	Office of the Director	<u>62,854</u> <u>68,160</u>
	Comprehensive Planning & Special Projects	<u>173,432</u> <u>182,316</u>
	Development Review and Zoning Adm.	<u>137,535</u> <u>147,787</u>
	Regional Planning Council	<u>47,712</u>
	Historic Site Survey	<u>13,025</u>
	Historic District Commission	<u>100</u>
	Ridesharing Program	<u>6,690</u>
	Transportation Study	<u>1,483</u>
7.	Office of Personnel:	
	Personnel Management	<u>132,859</u> <u>145,743</u>
	Safety Office	<u>52,638</u> <u>57,872</u>
	Personnel Matters	<u>36,975</u>

1	8. Department of Community Services:	
2	Office of the Director	47,878
3		<u>52,338</u>
4	Office of Women's Services	37,764
5		<u>41,468</u>
6	Office on Aging	181,055
7		<u>187,555</u>
8		<u>201,203</u>
9	Drug and Alcohol Advisory Council	21,128
10	9. Department of Community Services: Grant-in-Aid-Local:	
11	Northern Maryland Sheltered Workshop	69,000
12	Mann House, Inc.	7,000
13	Legal Aid Bureau	20,000
14	Youth Services	20,000
15	Citizens Nursing Home	25,000
16	SARC	27,400
17	Cultural Advisory Board	6,000
18	Maryland Historical Society	5,000
19	Community Work Service Program	18,250
20	10. Department of Community Services: Grant-in-Aid-State:	
21	Harford Center	55,526
22	Northern Maryland Activities Center	37,500
23	Social Services - Child Custody	16,311
24	Social Services - Volunteers	16,311
25	Social Services - Foster Care Suppl.	26,712
26	Social Services - Emergency Assist.	10,000
27	11. Department of Health:	
28	Health Department	933,340
29		<u>973,388</u>
30	Community Mental Health	38,172
31	Alcoholism Service	6,000
32	Drug Abuse	4,000

1	12. Facilities Maintenance and Operations:	
2	Operations of Plant and Equipment	339,593
3		<u>342,182</u>
4	Maintenance of Plant and Equipment	248,229
5		<u>262,894</u>
6	13. Human Relations:	
7	Human Relations	39,239
8		<u>42,520</u>
9	Public Safety:	
10	1. Sheriff's Department:	
11	General Police Work	3,413,211
12		<u>3,416,111</u>
13		<u>3,657,621</u>
14	Detention Center	1,341,716
15		<u>1,407,245</u>
16	2. Fire Protection:	
17	Central Alarm	276,775
18		<u>298,428</u>
19	Volunteer Fire Companies	745,000
20	Firemen's Pension	107,912
21	Firemen's Workers Compensation	33,750
22	3. Department of Inspections, Licenses & Permits:	
23	Office of the Director	91,833
24		<u>97,831</u>
25	Permits and Licenses	83,139
26		<u>89,730</u>
27	Building Inspections	169,683
28		<u>183,642</u>
29	Plumbing Inspections	116,167
30		<u>127,223</u>
31	Electrical Inspections	113,314
32		<u>124,182</u>
33	Electrical Board	19,995
34		<u>21,079</u>
35	Animal Control	100,558
36		<u>107,282</u>
37		<u>114,751</u>
38	Grant to Humane Society	37,000
39	Housing Commission	499

1	4. Civil Defense:	
2	Office of Civil Defense	95,888
3		<u>99,255</u>
4	Department of Public Works:	
5	1. Solid Waste:	
6	Solid Waste Management	1,087,408
7		<u>1,102,711</u>
8	Environmental Control	2,000
9	Legislative:	
10	1. Legislation:	
11	County Council Office	188,172
12		193,272
13		<u>199,612</u>
14	Council Attorney	43,521
15		<u>47,758</u>
16	Independent Audit	15,571
17	Board of Appeals and Rezoning	77,177
18		<u>81,444</u>
19	People's Counsel	13,175
20	Judicial:	
21	1. Court Services:	
22	Circuit Court	324,572
23		<u>348,204</u>
24	Jury Service	138,700
25	Grand Jury	14,938
26	Law Library	1,500
27	Juvenile Master	39,341
28	2. State's Attorney:	
29	State's Attorney	523,424
30		<u>587,397</u>
31	Cooperative Reimbursement	29,716
32	Elections:	
33	1. Elections:	
34	Supervisors of Elections	122,214
35		<u>130,109</u>
36	Election Services	101,275
37		<u>101,875</u>

1	Education:	
2	1. Board of Education:	
3	Administration	714,065
4	Mid-Level Administration	2,946,549
5	Instructional Salaries	23,201,561
6	Instructional Materials and other	
7	Related Costs	1,231,597
8	Special Education	1,244,285
9	Student Transportation	20,131
10	Operations of Plant	4,248,043
11	Maintenance of Plant and Equipment	732,817
12	Fixed Charges	2,066,101
13	Student Body Activities	503,426
14	Community Services	2,800
15	2. Community College:	
16	Institutional	1,355,865
17		<u>1,380,865</u>
18	Learning Resources Center	182,040
19	Student Affairs	205,628
20	Plant Operations and Maintenance	413,198
21	Administration	299,977
22	Clearing Account	18,315
23	General Institutional	299,977
24	3. Maryland School for the Blind:	
25	Maryland School for the Blind	2,200
26	Libraries:	
27	1. County Libraries:	
28	Library Administration	1,421,032
29		<u>1,471,032</u>
30	Parks and Recreation:	
31	1. Administration:	
32	Office of the Director	121,114
		<u>130,360</u>

1	Advisory Board	1,500
2	2. Division of Recreation Services:	
3	Community Organization and Development	302,761
4		<u>348,938</u>
5	Program Leadership	187,030
6	3. Division of Parks and Facilities:	
7	Operations and Maintenance	632,352
8		<u>677,208</u>
9	4. Self-Sustaining:	
10	Self-Sustaining Program	9,825
11	Conservation of Natural Resources:	
12	1. Agricultural Services:	
13	Extension Service	82,912
14	Gypsy Moth Program	15,000
15	Soil Conservation	22,909
16	Noxious Weed Control	2,750
17	Economic Development:	
18	1. Economic Development	
19	Office of Economic Development	111,762
20		<u>116,762</u>
21		<u>125,644</u>
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1 Debt Service:

2 1. Bonds, Loans and Notes:

3	Principal	3,615,177*
4	Interest	2,183,159**
5	Short Term Note Interest	541,030
		<u>632,110</u>
6	Bond Sale Expense	44,300

7 * - Bond Issue Principal Funded by Revenue Sharing

8	Public Building Bonds of 1980	385,100
9	Public Building Bonds of 1978	166,450
10	Public Building Bonds of 1975	110,000
11	Public Building Bonds of 1974	255,000
12	Public Building Bonds of 1970	75,000
13	Public Building Bonds of 1961	30,000
14	Hospital Bonds of 1967	100,000
15	Hospital Bonds of 1970	35,049

16 - Bond Issue Principal Funded by Recordation Tax

17	School Bonds of 1968 #1	140,000
18	School Bonds of 1968 #2	250,000
19	School Bonds of 1975	75,000
20	School Bonds of 1978	68,550

21 ** - Bond Issue Interest Funded by Revenue Sharing

22	Public Building Bonds of 1980	567,538
23	Public Building Bonds of 1978	133,825
24	Public Building Bonds of 1975	86,535
25	Public Building Bonds of 1974	192,270
26	Public Building Bonds of 1970	32,663
27	Public Building Bonds of 1961	4,200
28	Hospital Bonds of 1967	35,000
29	Hospital Bonds of 1970	43,550

30 ** - Bond Issue Interest Funded by Recordation Tax

31	School Bonds of 1968 #1	48,200
32	School Bonds of 1968 #2	73,290
33	School Bonds of 1975	63,675
34	School Bonds of 1978	24,572

35 {SPECIAL NOTE:--AS-A-RESULT-OF-FEDERAL-BUDGET-PROPOSALS,--THE
 36 EXPECTED-LOSS-IN-FEDERAL-REVENUES-AT-THE-STATE-LEVEL-IS-UNDETER-
 37 MINED-AT-THE-TIME.--IF-THE-STATE-PASSES-A-PORTION-OF-THE-LOSS
 38 TO-HARFORD-COUNTY-AND-THE-REVENUE-ESTIMATES-IN-THIS-ACT-ARE
 39 AFFECTED,--THEN-AMENDMENTS-WILL-BE-MADE-TO-THIS-ORDINANCE-TO
 40 EXPENDITURES-OF-ALL-DEPARTMENTS-AND-AGENCIES-WITHIN-THE-GENERAL
 41 FUND,--INCLUDING-THE-BOARD-OF-EDUCATION,--HARFORD-COMMUNITY
 42 COLLEGE-AND-LIBRARIES--}

1 Insurance:

2 1. Insurance

3 Fire and Liability 50,000

4 Fleet 41,516

5 Miscellaneous 32,463

6 Benefits:

7 1. Benefits:

8 Pensions 1,625

9 Unemployment Tax 20,000

10 Blood Bank 350

11 Service Awards 3,000

12 Death Benefits 4,000

13 Salary Negotiations 750,000

14 -0-

15 Miscellaneous:

16 1. Miscellaneous Appropriations:

17 Appropriations to Towns 40,688

18 Appropriation to Water and Sewer -
19 Alcoholic Beverage Tax 50,400

20 Reserve for Contingencies:

21 1. Contingency Reserve 250,000

22 244,90023 250,000

24 Total Appropriation - General Fund 64,672,254

25 64,900,10626 64,905,20627 65,044,026

28 (SPECIAL NOTE: AS A RESULT OF FEDERAL BUDGET PROPOSALS, THE
29 EXPECTED LOSS IN FEDERAL REVENUES AT THE STATE LEVEL IS UNDETER-
30 MINED AT THIS TIME. IF THE STATE PASSES A PORTION OF THE LOSS
31 TO HARFORD COUNTY AND THE REVENUE ESTIMATES IN THIS ACT ARE
32 AFFECTED, THEN AMENDMENTS WILL BE MADE TO THIS ORDINANCE TO
EXPENDITURES OF ALL DEPARTMENTS AND AGENCIES WITHIN THE GENERAL
FUND, INCLUDING THE BOARD OF EDUCATION, HARFORD COMMUNITY
COLLEGE AND LIBRARIES.)

29 II. Central Service Fund

30 A. Estimated Revenues (1982-1983):

31 Reproduction and Printing 32,244

32

1	Postage	40,400
2	Telephone Service	22,566
3	Car Pool Gasoline and Maintenance	8,459
4	Total Available for Appropriation - Central Service Fund	103,669
5	B. Appropriations:	
6	1. Director of Administration	
7	Central Services	103,669
8	Total Appropriation - Central Service Fund	103,669
9	III. Highways Fund	
10	A. Estimated Cash Surplus - June 30, 1982	
11		36,189
12	B. Estimated Revenues (1982-1983):	
13	Local Revenues:	
14	Highways Tax Differential	4,849,928
15	Grants:	
16	State Transportation Grant	287,112
17	State Shared Taxes:	
18	Highways Users Tax	2,888,000
19	Security Interest Filing Fees	28,000
20	Charges for Services:	
21	Motor Vehicle Tag Fees	15,000
22	Engineering and Inspection Fees	30,000
23	Service Charges	3,500
24	Other Revenues:	
25	Interest on Investments	240,000
26	Interfund Transfers:	
27	Engineering Salaries - Water & Sewer	59,506
28	Engineering Supplies - Water & Sewer	21,037
29	Engineering Salaries - Landfill	19,835
30	Engineering Supplies - Landfill	7,013
31	Office of the Director - Water & Sewer	35,237
32		

1	Office of the Director - Landfill	35,237
2	Automotive Maintenance	130,000
3	Total Available for Appropriation - Highways Fund	8,685,594
4	C. Appropriations:	
5	1. Department of Public Works:	
6	Office of the Director	116,826 125,154
7	Engineering and Inspections	818,231 889,662
8		
9	2. Division of Highways:	
10	Highways Maintenance	4,828,131 5,056,605
11	Automotive Maintenance	1,069,744 1,081,310
12		
13	Traffic Control	672,970 693,232
14		
15	Traffic Safety	262,820 272,759
16	Snow Removal	168,227
17	3. Debt Service:	
18	Principal	341,317
19	Interest	40,328
20	4. Benefits:	
21	Salary Negotiations	350,000 -0-
22		
23	Unemployment Tax	10,000
24	Death Benefits	4,000
25	Personnel Matters	3,000
26	Total Appropriation - Highways Fund	8,685,594
27	IV. Revenue Sharing Fund	
28	A. Estimated Cash Surplus - June 30, 1982	335,648
29	B. Estimated Revenues (1982-1983):	
30	Revenue Sharing Principal	1,916,532
31	Total Available for Appropriation - Revenue Sharing Fund	2,252,180
32		

1	C. Appropriations:	
2	Transfer to General Fund	2,252,180
3	Total Appropriation - Revenue Sharing Fund	2,252,180
4	V. Public School Debt Service Fund	
5	A. Estimated Cash Deficit - June 30, 1982	(56,713)
6	B. Estimated Revenues (1982-1983):	
7	Recordation Tax	800,000
8	Total Available for Appropriation - Public	
9	School Debt Service Fund	743,287
10	C. Appropriations:	
11	Transfer to General Fund	743,287
12	Total Appropriation - Public School Debt	
13	Service Fund	743,287
14	VI. Water and Sewer Operating Fund	
15	A. Appropriated Retained Earnings -	
16	June 30, 1982	<u>188,166</u>
17		<u>217,984</u>
18	B. Estimated Revenues (1982-1983):	
19	Charges for Service:	
20	Water Charges	1,259,411
21	Sewer Charges	1,700,000
22	On Site Inspection	35,000
23	Meter Installation	19,500
24	Job Orders	25,000
25	Meter Calibration	150
26	Right-of-Way Service	15,000
27	Septic Hauler Revenue	10,500
28	Tax Lien Certification	12,000
29	Interest and Penalty	5,000
30	Sale of Scrap	200
31	Design Review	2,000
32	Bel Air Agreement	10,000
	Shop Repair Orders	3,500

1	Testing of Water Lines	100
2	Sale of Materials	150
3	Hydrant Charges	4,500
4	Miscellaneous Services	2,500
5	Sale of Publications	500
6	Reproduction	250
7	Other Revenues:	
8	Fallston Contract	60,000
9	Bad Check Fee	250
10	Landlord/Tenant Fee	1,000
11	Special Reading Fees	2,000
12	Joppatowne Overhead - Water	34,000
13	Joppatowne Overhead - Sewer	80,000
14	Interest on Investments	170,000
15	Alcoholic Beverage Tax	50,400
16	Total Available for Appropriation -	
17	Water and Sewer Operating Fund	3,691,077
		<u>3,720,895</u>
18	D. Appropriations:	
19	1. Department of Public Works:	
20	Water and Sewer Administration	503,709
21		<u>515,339</u>
22	Master Plan	12,456
		<u>12,926</u>
23	Depreciation	370,000
24	General Inventory	7,500
25	2. Water Operations and Maintenance:	
26	Abingdon	516,579
27		<u>548,944</u>
28	Perryman	308,731
		<u>313,401</u>
29	Long Bar Harbor	41,297
30		<u>42,679</u>
31		
32		

1	Booster Stations and Towers	92,145
2		<u>94,142</u>
3	Engineering and Inspections	180,048
4		<u>196,394</u>
5	3. Sewer Operations and Maintenance:	
6	Abingdon	231,800
7		<u>230,436</u>
8	Pumping and Metering Stations	250,541
9		<u>258,115</u>
10	Sod Run	792,086
11		<u>811,679</u>
12	Spring Meadows	32,686
13		<u>33,542</u>
14	Fallston Wastewater Treatment Plant	81,041
15		<u>83,994</u>
16	Engineering and Inspections	179,148
17		<u>195,494</u>
18	4. Benefits:	
19	Personnel Matters	250
20	Unemployment Tax	2,000
21	Blood Bank	60
22	Death Benefits	4,000
23	Salary Negotiations	85,000
24		<u>-0-</u>
25	Total Appropriation - Water & Sewer	
26	Operating Fund	3,691,077
27		<u>3,720,895</u>
28	VII. Joppatowne Water and Sewer Operating Fund	
29	A. Appropriated Retained Earnings	27,632
30	B. Estimated Revenues (1982-1983):	
31	Charges for Service:	
32	Operating Charges - Water	257,000
33	Operating Charges - Sewer	389,000
34	Meter Installations	2,000
35	Special Reading Fees	500

1	Landlord/Tenant Fees	250
2	Bad Check Fees	60
3	Interest on Investments	50,000
4	Bond Retirement Assessment	249,500
5	Other Sources	131,561
6	Total Available for Appropriation - Joppatowne Water and Sewer Operating Fund	1,107,503
7	C. Appropriations:	
8	1. Joppatowne Water and Sewer:	
9	General Administration	264,359
10	Depreciation	82,007
11	Harford County Water Operations	238,000
12	Harford County Sewer Operations	119,500
13	Maryland Environmental Services	403,637
14	Total Appropriation - Joppatowne Water and Sewer Operating Fund	1,107,503
16	VIII. Water and Sewer Debt Service Fund	
17	A. Estimated Revenues (1982-1983):	
18	Charges for Service:	
19	Area Connection Charges - Water	95,000
20	Area Connection Charges - Sewer	50,000
21	Benefit Assessment - Water	265,000
22	Benefit Assessment - Sewer	450,000
23	Benefit Assessment - Interest	2,000
24	Water and Sewer Surcharge - Bel Air	39,237
25	Surcharge - Water	20,366
26	Surcharge - Sewer	2,640
27	Area Connection Charges - Interest	6,500
28	Revenue for Parole & Probation Jack Russell Recovery	120
29	Transfer from Operating Fund for Depreciation	370,000
30		
31		
32		

1	Interest on Investments	1,177,158
2	Special District Property Tax	200,000
3	Recordation Tax	200,000
4	Total Available for Appropriation - Water and Sewer Debt Service Fund	2,878,021
5	B. Appropriations:	
6	1. Debt Service	
7	Principal	1,590,000
8	Interest	1,288,021
9	Total Appropriation - Water and Sewer Debt Service Fund	2,878,021
10	Total All Current Expense Budget Appropriations	84,133,585
11		84,366,537
12		<u>84,535,175</u>
13		

14 Section 2. *And Be It Further Enacted*, that the Grants Budget
15 for the fiscal year ending June 30, 1983, is hereby approved
16 and adopted for such fiscal year; and funds for all expenditures
17 for the purposes specified in the Grants Budget beginning July 1,
18 1982, and continuing thereafter in accordance with the term of
19 the grant, are hereby appropriated in the amounts hereafter
20 specified and for the purposes hereinafter indicated as follows:

21

22 GRANTS BUDGET

23

24 I. Grants

25 A. Estimated Revenues:

26	Transfer from General Fund	59,664
27	Federal and State Aid	1,780,278.13
28		<u>1,832,813</u>
29	Donations	3,000
30	Total Available for Appropriation - Grants Fund	1,865,477
31		<u>1,895,477</u>
32		

1	B. Appropriations:	
2	1. Planning and Zoning	
3	Historic Site Survey	26,050
4	Ridesharing/Transportation Management Program	30,050
5	Transit Development	7,413
6	2. Community Services	
7	Energy Assistance Program Adm.	65,567
8	Energy Assistance Program-Vendors	700,000
9	Cultural Advisory Board	15,300
10	<u>YOUTH SERVICE CENTERS</u>	<u>30,000</u>
11	3. Community Services-Office of Women's Services	
12	Displaced Homemakers	10,000
13	PEER Program	25,000
14	Alternate Sentencing	1,900
15	4. Community Services - Office on Aging	
16	Life Support	10,000
17	Human Services for the Elderly	92,281
18	Nutrition Program	155,839
19	5. Community Services - Area Agency on Aging	
20	Area Agency on Aging	306,444
21	6. Inspections, Licenses and Permits	
22	Weatherization	282,783
23	7. State's Attorney	
24	Cooperative Reimbursement	109,950
25	8. Parks and Recreation	
26	John Archer Summer Day Camp	21,400
27	9. Conservation of Natural Resources	
28	Noxious Weed Control	5,500
29	Total Appropriation - Grants Fund	1,865,477
30		<u>1,895,477</u>
31		
32		

Section 3. And Be It Further Enacted, that the Capital Budget for the fiscal year ending June 30, 1983, is hereby approved and adopted for such fiscal year; and funds for all expenditures for the purposes specified in the Capital Budget during the fiscal year beginning July 1, 1982, and ending June 30, 1983, and during the subsequent fiscal years as specified in Section 519 of the Charter of Harford County, Maryland, are hereby appropriated in the amounts hereinafter specified and for the purposes hereinafter indicated as follows:

CAPITAL BUDGET

I. General Capital Fund

A. Estimated Revenues:

Estimated Fund Balance	258,001
Sale of Bonds	4,719,273.51
	<u>4,676,851</u>
	4,750,851
Grants from State	49,000
Total Available for Appropriations:	4,499,352
	<u>4,983,852</u>
	5,057,852

B. Appropriations:

General Projects:

Office Complex - Hickory I	30,000
Renovation - 45 South Main Street	560,000
Parking Lot - Polan Property	70,000
Harford Center	44,000
Equitable Building Renovation	100,000
Courthouse - Telephones	100,000
Parking Lot - Senior Center	89,000
<u>NORTH EDGEWOOD HEIGHTS DEMOLITION</u>	<u>74,000</u>

Education Projects:

Highland/Slate Ridge Elementary School	119,000
--	---------

1	<u>BEL AIR ELEMENTARY SCHOOL</u>	<u>134,500</u>
2	Security Equipment	100,000
3	<u>DRIVER EDUCATION SIMULATOR</u>	<u>350,000</u>
4	Fire Projects:	
5	Central Alarm Communications	300,000
6	Police/Sheriff Projects:	
7	Detention Center Modifications	172,500
8	Sheriff's Facility	140,000
9	Community College Projects:	
10	Havre de Grace Hall Alterations	214,915
11	Facilities Improvements	200,000
12	Aberdeen Hall Alterations	267,597
13	Library Projects	
14	Fallston - Jarrettsville	189,866
15	Havre de Grace	174,514
16	Landfill Projects:	
17	<u>CENTRAL LANDFILL DISPOSAL SITE</u>	<u>(71,000)</u>
18	Mullins Tire Disposal	720,000
19	<u>RESOURCE RECOVERY STUDIES</u>	<u>71,000</u>
20	Northwest Transfer Facility	907,960
21	Total Appropriation - General Capital Fund	4,499,352
22		<u>4,983,852</u>
23	II. Parks and Recreation - General Capital Fund	<u>5,057,852</u>
24	A. Estimated Revenues:	
25	Estimated Fund Balance	<u>17,018</u>
26		<u>42,018</u>
27	Recordation Tax	200,000
28	Waterway Improvement	325,000
29	<u>STATE BONDS</u>	<u>150,000</u>
30	Program Open Space	776,250
31		<u>576,250</u>
32	<u>STATE HISTORIC TRUST</u>	<u>25,000</u>

1	Other Sources	6,732
2	Total Available for Appropriation - Parks and Recreation Capital Fund	1,325,000
3	B. Appropriations:	
4	Havre de Grace Acquisition #2	200,000
5	Liriodendron Renovation #2	350,000
6	Aberdeen CSB Development	15,000
7	Equestrian Center Plans	15,000
8	North Park Development #2	100,000
9	Perryman Park Acq. Dev.	175,000
10	North Harford High Sch. Dev.	110,000
11	Park Improvements	35,000
12	Waterway Improvement	325,000
13	Total Appropriation - Parks & Recreation Capital Fund	1,325,000
15	III. Highways Capital Fund	
16	A. Estimated Revenues	
17	Estimated Fund Balance	30,438
18	Bonds or State Loans	49,562
19		<u>67,062</u>
		217,062
20	State Transportation Grant	318,000
21	Federal Grants	90,000
22		<u>-0-</u>
23	Other Sources	45,000
		<u>-0-</u>
24	Total Available for Appropriation - Highways Capital Fund	533,000
25		<u>415,500</u>
		565,500
26	B. Appropriations:	
27	Bridge Ratings and Inspections	60,000
28	Rehabilitation of Jericho Road Covered Bridge	155,000
29		<u>37,500</u>
30	Charlestown Drive Storm Drain	150,000
31	<u>SOUTH EDGEWOOD HEIGHTS</u>	<u>150,000</u>
32	Subdivision Resurfacing	108,000

1	Storm Drain Inlet Replacement	60,000
2	Total Appropriation - Highways Capital Fund	533,000
3		<u>415,500</u>
		565,500
4	IV. Joppatowne Water and Sewer Capital Projects Fund	
5	A. Estimated Revenues:	
6	Debt Retirement Assessment	98,893
7	Total Available for Appropriation - Joppatowne	
8	Water and Sewer Capital Fund	98,893
9	B. Appropriations:	
10	Joppatowne Capital Equipment	98,893
11	Total Appropriation - Joppatowne Water and	
12	Sewer Capital Fund	98,893
13	V. Water and Sewer Capital Fund	
14	A. Estimated Revenues:	
15	<u>UNAPPROPRIATED BOND FUNDS BALANCE</u>	<u>238,000</u>
16	Sale of Bonds	<u>100,000</u>
17		<u>(39,000)</u>
18	Total Available for Appropriation	<u>100,000</u>
19		<u>199,000</u>
20	B. Appropriations:	
21	<u>WOODSDALE WATER STORAGE TANK</u>	<u>60,000</u>
22	Route 40 Sewer Line	100,000
23	<u>BUSH RIVER LOOP REINFORCEMENT</u>	<u>39,000</u>
24	Total Appropriation - Water and Sewer	
25	Capital Fund	<u>100,000</u>
26		<u>199,000</u>
27	Total All Capital Budget Appropriations	<u>67,556,245</u>
28		<u>7,022,245</u>
29		<u>7,246,245</u>
30	Section 4. And Be It Further Enacted, that the Capital Program	
31	for the fiscal years ending June 30, 1983, June 30, 1984,	
32	June 30, 1985, June 30, 1986, June 30, 1987, and June 30, 1988,	
	is hereby approved as constituting the plan of the County to	
	receive and expend funds for capital projects.	
	Section 5. And Be It Further Enacted, that all funds herein	
	appropriated by Harford County, Maryland, to an agency or an	

1 agency that receives or disburses County funds are appropriated
2 and shall be received upon the condition that all of the laws,
3 rules and regulations, and other conditions of the United States
4 of America, State of Maryland and Harford County, Maryland,
5 regarding the receipt, disbursement, handling and accounting of
6 funds shall be complied with prior to the receipt of any further
7 funds appropriated by or through budgetary processes of Harford
8 County, Maryland.

9 Section 6. *And Be It Further Enacted*, that the County Budget as
10 finally adopted by this Act shall take effect on July 1, 1982.

11 EFFECTIVE: July 1, 1982
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BY THE COUNCIL

Read the third time, BILL NO. 82-26 (as amended)

Passed SLSD 82-18 (May 27, 1982) (with amendments)~~Failed of Passage~~

By order

Angela Marlauskis, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 28th day of May, 1982
at 3:00 o'clock P.M.

Angela Marlauskis, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. [Signature]
County ExecutiveDate June 1, 1982

BY THE COUNCIL

This Bill (No. 82-26 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
June 1, 1982.

Angela Marlauskis, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P.M.
H.D.C. Liber 7 Folio 661 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: July 1, 1982

82-26
AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-27

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 82-11

Date April 13, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the
General Fund Reserve for Contingency for the
current fiscal year; to provide for the State's
Cooperative Program to reduce the Gypsy Moth
population.

By the Council, April 13, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: May 11, 1982

at: 7:15 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on May 11, 1982
and concluded on May 11, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-27

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current expense budget for
3 the fiscal year ending June 30, 1982, in accordance with
4 Section 517 of the Charter of Harford County, Maryland; and

5 WHEREAS, such funds are necessary to participate in the
6 State program to reduce the existing Gypsy Moth population; and

7 WHEREAS, the Treasurer has certified that such funds
8 are available for appropriation.

9 NOW, THEREFORE,
10 Section 1. *Be It Enacted By The County Council of Harford*
11 *County, Maryland,* that the current expense budget for the fiscal
12 year ending June 30, 1982, be, and it is hereby amended by making
13 an appropriation from the General Fund Reserve for Contingency
14 in the below listed amounts for the purpose detailed:

15 Appropriation:

16 From: General Fund Reserve for Contingency

17 Account No. 70-13-17-00-01-00-07-01 \$15,000.00

18 Total Funds Requested \$15,000.00

19 To: General Fund - Director of Administration

20 Gypsy Moth Program

21 Account No. 70-01-32-00-02-00-07-02 \$15,000.00

22 Total Funds Appropriated \$15,000.00

23 Section 2. *And Be It Further Enacted,* that this Act is hereby
24 declared to be an Emergency Act, necessary for the preservation
25 of the public health, safety and welfare and is necessary so
26 that the program can begin as soon as possible in an effort to
27 minimize the spread and the damage done to trees by the Gypsy
28 Moth, and shall take effect on the date it becomes law.

29 EFFECTIVE: May 13, 1982

30
31 The Secretary of the Council does hereby
32 certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.

Angela Markowski, Secretary

BY THE COUNCIL

Read the third time., BILL NO. 82-27

Passed LSD 82-15 (May 11, 1982) ~~(with amendments)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 12th day of May, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

APPROVED:

BY THE EXECUTIVE

Richard L. Brown
County Executive
Date May 13, 1982

BY THE COUNCIL

This Bill (No. 82-27), having been approved by the Executive
and returned to the Council, becomes law on May 13, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H. D. C. Liber 7 Folio 683 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: May 13, 1982

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-28 (AS AMENDED)

Introduced by Council President Hardwicke at the request of the
County Executive and Council Member Spry

Legislative Day No. 82-10 Date April 6, 1982

AN EMERGENCY ACT to repeal and re-enact with amendments Section 9-1, heading, Definitions, of Article I, heading, In General, of Chapter 9 heading, Environmental Controls, of the Harford County Code, as amended, to provide the definition of certain terms to be used in Chapter 9; to repeal and re-enact with amendments Subsection (a), heading, Generally, of Section 9-2, heading, Refuse and Liquid Waste Collection License, of Article I, heading, In General, of Chapter 9, heading, Environmental Controls, of the Harford County Code, as amended, to provide that the Director of the Department of Public Works be designated to license any person who regularly engages in the collection or transportation of solid waste in Harford County and Subsection (b) of Section 9-2, heading, Applications, to provide for mailing of inspection forms by the Department of Public Works and Subsection (f) of Section 9-2, heading, Performance Bond, to provide for consistent defined terminology; to add a new subsection (h) of Section 9-2, heading, Exemptions, to provide for exempting residential refuse generators from licensing requirements; to add new Subsection (i)(1) and (2), heading, Determination of Refuse Types, to Section 9-6, heading, Collection and Transportation of Trash and Refuse, of Article I, heading, In General, of Chapter 9, heading, Environmental Controls, of the Harford County Code, as amended, to provide that residential and non-residential waste not be collected in the same vehicle without

By the Council, April 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: May 4, 1982

at: 6:30 P.M.

By Order: Angelo Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 4, 1982 and concluded on May 18, 1982.

Angelo Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-28
AS AMENDED

1 prior approval of the Director of Public Works and that waste
2 generated within Harford County and from without Harford County
3 not be collected in the same vehicle without prior approval of the
4 Director of Public Works; to repeal and re-enact with amendments
5 Section 9-10, heading, Enforcement Generally, of Article I,
6 heading, In General, of Chapter 9, heading, Environmental Controls,
7 of the Harford County Code, as amended; to provide for expansion
8 of enforcement section applicability and to provide for personnel
9 service; to repeal and re-enact with amendments Section 9-11,
10 heading, Civil Enforcement, of Article I, heading, In General, of
11 Chapter 9, heading, Environmental Controls, of the Harford County
12 Code, as amended; ~~to provide that failure to comply with rules and~~
13 ~~regulations of the Director of the Department of Public Works in~~
14 ~~connection with the collection or transportation of solid waste in~~
15 ~~Harford County may result in license revocation, or suspension or~~
16 ~~performance bond forfeiture;~~ to repeal and re-enact with amend-
17 ments Section 9-14, heading, Additional Regulations, of Article I,
18 heading, In General, of Chapter 9, heading, Environmental Controls,
19 of the Harford County Code, as amended; to provide that regu-
20 lations authorized to be promulgated pursuant to Section 9-14 may
21 include rules and regulations with respect to the definitions of
22 the types of waste set forth in Section 9-1, the licensing
23 provisions of Section 9-2; ~~and the license revocation and sus-~~
24 ~~pension provisions of Section 9-11;~~ to repeal and re-enact with
25 amendments Section 9-18, heading, Solid Waste Disposal Fees, of
26 Article II, heading, Waste Disposal Sites Generally, of Chapter 9,
27 heading, Environmental Controls to the Harford County Code as
28 amended; to provide for solid waste disposal fees, residential
29 refuse disposal taxes, and surcharges, and to provide a mechanism
30 whereby the collection of the charges can be effected uniformly
31 among the various classes of users; to enact a new Article III,
32 heading, Authorized Collection of Solid Waste; ~~Service Charges,~~

1 of Chapter 9, heading, Environmental Controls, of the Harford
2 County Code, as amended, to enact a new Section 9-28, heading,
3 Authorized Collection of Solid Waste, of Article III, heading
4 Authorized Collection of Solid Waste, ~~Service-Charges~~, of Chapter
5 9, heading, Environmental Controls, to provide that no person
6 except duly authorized collectors of the County and incorporated
7 municipalities within the County or licensed private waste
8 collectors shall collect solid waste within the County, to pro-
9 vide that all licenses granted to private solid waste collectors
10 and all contracts of duly authorized collectors shall require that
11 all solid waste collected in the County or collected outside the
12 County and transported into the County for disposal in the County
13 be disposed of at such disposal facility as may be designated from
14 time to time by the Director of the Department of Public Works, to
15 provide that the Director of the Department of Public Works may
16 promulgate regulations in connection with said Article III, to
17 provide that voluntary source separation of recyclable materials
18 is permissible subject to rules and regulations.

1 Section 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD
2 COUNTY, that, it is hereby found and determined, that
3 DECLARATION OF POLICY

4 1. FOR THE BENEFIT OF THE RESIDENTS OF HARFORD COUNTY AND
5 THE INCREASE OF THEIR COMMERCE, WELFARE AND PROSPERITY AND THE
6 IMPROVEMENT OF THEIR HEALTH AND LIVING CONDITIONS, IT IS ESSENTIAL
7 THAT PROVISION BE MADE FOR THE DIRECTION AND CONTROL BY HARFORD
8 COUNTY OF WASTE IN HARFORD COUNTY. THE COUNTY'S ABILITY TO DIRECT
9 AND CONTROL WASTE IN HARFORD COUNTY WILL ASSIST THE COUNTY IN
10 PROVIDING WASTE DISPOSAL FACILITIES, INCLUDING RESOURCE RECOVERY
11 FACILITIES, AND WILL ENHANCE THE COUNTY'S ABILITY TO PARTICIPATE IN
12 THE FINANCING AND OPERATION OF SUCH FACILITIES WITH OTHER POLITICAL
13 SUBDIVISIONS OR GOVERNMENTAL ENTITIES, PRIVATE PERSONS,
14 CORPORATIONS OR PARTNERSHIPS, INCLUDING (WITHOUT LIMITATION)
15 FACILITIES FINANCED OR OPERATED BY OR WITH THE NORTHEAST MARYLAND
16 WASTE DISPOSAL AUTHORITY PURSUANT TO SECTIONS 3-901 to 3-929 OF THE
17 NATURAL RESOURCES ARTICLE OF THE ANNOTATED CODE OF MARYLAND (1974
18 VOLUME AND 1981 CUMULATIVE SUPPLEMENT), AS THE SAME SHALL BE
19 AMENDED FROM TIME TO TIME, ALL FOR THE PURPOSE OF OFFERING TO THE
20 PEOPLE OF HARFORD COUNTY THE BENEFITS TO BE DERIVED FROM THE
21 EFFICIENT, LARGE-SCALE PROCESSING OF WASTE. MOREOVER, SUCH ABILITY
22 TO DIRECT AND CONTROL WASTE ENHANCES THE ABILITY OF THE COUNTY TO
23 PROVIDE ITS CITIZENS WITH A CLEAN AND HEALTHY ENVIRONMENT.

24 2. THE POWERS AND DUTIES ENUMERATED IN THIS ACT CONSTITUTE
25 PROPER COUNTY PURPOSES FOR THE BENEFIT AND WELFARE OF THE
26 INHABITANTS OF THE COUNTY AND IT IS HEREBY FOUND AND DECLARED THAT,
27 IN THE EXERCISE OF CONTROL OVER THE COLLECTION, TRANSPORTATION AND
28 DISPOSAL OF SOLID WASTE, THE COUNTY IS EXERCISING ESSENTIAL AND
29 PROPER GOVERNMENTAL FUNCTIONS. IT IS FURTHER FOUND AND DECLARED
30 THAT DELEGATION TO THE DIRECTOR OF PUBLIC WORKS OF THE POWER TO
31 DESIGNATE FROM TIME TO TIME THE USE OF CERTAIN COUNTY FACILITIES IS
32 FOR THE BENEFIT, HEALTH, AND WELFARE OF THE INHABITANTS OF HARFORD

1 COUNTY IN THAT INEFFICIENT AND IMPROPER METHODS OF MANAGING SOLID
2 WASTES CREATE HAZARDS TO THE PUBLIC HEALTH, CAUSE POLLUTION OF AIR
3 AND WATER RESOURCES, CONSTITUTE A WASTE OF NATURAL RESOURCES,
4 ADVERSELY AFFECT LAND VALUES, AND CREATE PUBLIC NUISANCES.

5 Section 2. BE IT FURTHER ENACTED, that Section 9-1,
6 heading, Definitions, of Chapter 9, heading, Environmental Controls,
7 of the Harford County Code, as amended, be, and it is hereby
8 repealed and re-enacted with amendments, to read as follows:

9 SECTION 9-1. Definitions.

10 For the purpose of this CHAPTER [article], the following
11 words and phrases shall have the meanings respectively ascribed to
12 them by this section:

13 Commercial refuse. The refuse AND OTHER WASTE MATERIALS
14 from wholesale and retail stores, restaurants, florists, beauty
15 shops, barber shops, variety stores, motels, hotels and other
16 commercial enterprises.

17 DISPOSAL FACILITY. A FACILITY FOR THE INTERMEDIATE OR FINAL
18 DISPOSITION OF SOLID WASTE.

19 DWELLING. A UNIT OF SINGLE-FAMILY OR MUTLI-FAMILY
20 RESIDENTIAL HOUSING, INCLUDING (WITHOUT LIMITATION) APARTMENTS,
21 COOPERATIVES AND CONDOMINIUMS, WHETHER PRIVATELY OR PUBLICLY OWNED,
22 LOCATED IN HARFORD COUNTY, INCLUDING IN ANY INCORPORATED
23 MUNICIPALITIES WITHIN HARFORD COUNTY, OR IN ANY REFUSE COLLECTION
24 ZONES WITHIN HARFORD COUNTY.

25 Emergency. A sudden, unexpected and unforeseen condition
26 of such public gravity as to require immediate action to carry out
27 the purposes of this ~~artiele~~ CHAPTER.

28 Garbage. The animal and vegetable wastes resulting from
29 the handling preparation, cooking and consumption of foods,
30 exclusive of recognized industries, and human and animal feces.

31 Hazardous and special waste. Hazardous solid and liquid
32 wastes such as, but not limited to, highly flammable materials,

1 explosives, pathological waste, poisons, infectious waste from
2 hospitals and doctors' offices and radioactive materials.

3 Incinerator. Any [approved] equipment, device or
4 contrivance used for the destruction of garbage, rubbish or other
5 wastes by burning [at approximately 1,200 F].

6 Industrial refuse. THE REFUSE AND OTHER waste materials
7 from factories, processing plants and other manufacturing
8 enterprises, including putrescible garbage from food processing
9 plants and slaughterhouses, condemned foods, waste wood materials
10 and all other refuse from manufacturing AND INDUSTRIAL processes.

11 Insect and rodent control. Those measures that are
12 necessary to prevent insect and rodent infestations, harborage,
13 feeding or breeding sites, or to eliminate established insect and
14 rodent infestations, harborage, feeding or breeding sites in any
15 area of the county.

16 Insects. Those insects that are considered to be of public
17 health significance in this area, such as ticks, fleas, body lice,
18 roaches, mites and flies.

19 Land clearing debris. All materials generated during the
20 clearing of land for homesites, commercial buildings, recreational
21 facilities, road building or any other purpose.

22 Liquid wastes. All waste liquids generated through the use
23 of domestic or municipal facilities, including any industrial or
24 commercial liquids that may not be classified hazardous or listed
25 within special waste categories.

26 Odors. Those properties of an emission which stimulate the
27 sense of smell.

28 Offal. The waste animal matter from butcher and slaughter
29 or packing houses.

30 Open dump. Any land publicly or private owned, other
31 than an approved sanitary landfill, in which there is a deposit
32

1 or an accumulation, either temporary or permanent, of any kind of
2 organic or inorganic refuse.

3 Open fire. A fire where any material is burned in the open
4 or in a receptacle other than a furnace incinerator or other
5 equipment designed and approved for the destruction of specific
6 materials.

7 Refuse collection. The removal and conveyance of refuse
8 from temporary storage points to disposal sites by municipalities,
9 contractors and others.

10 Refuse disposal. The method of final disposition of
11 refuse.

12 Refuse storage. The temporary storage of refuse, all of
13 which is produced on the premises where the refuse is stored, by
14 [households] DWELLINGS and commercial AND INDUSTRIAL
15 establishments.

16 ~~RESIDENTIAL-REFUSE---THE-REFUSE-AND-OTHER-WASTE-MATERIALS~~
17 ~~FROM-ANY-DWELLING-UNITS-EXCLUSIVE-OF-RUBBLE,-BULKY-ITEMS,-SUCH-AS~~
18 ~~APPLIANCES-AND-FURNITURE,-AND-LAND-CLEARING-DEBRIS-~~

19 RESIDENTIAL REFUSE. THE REFUSE AND OTHER WASTE MATERIALS FROM
20 ANY DWELLING, INCLUDING YARD WASTE, HOUSEHOLD APPLIANCES, AND HOUSE-
21 HOLD FURNISHINGS, BUT EXCLUDING RUBBLE, STUMPS, AND LAND-CLEARING
22 DEBRIS.

23 RESOURCE RECOVERY FACILITY. A FACILITY WHICH RECEIVES AND
24 PROCESSES SOLID WASTE AND RECOVERS EITHER ENERGY OR SALABLE
25 BY-PRODUCTS OR BOTH.

26 RUBBLE. STRUCTURAL CONSTRUCTION WASTE MATERIALS OR
27 MATERIALS GENERATED BY BUILDING DEMOLITION, INCLUDING, BUT NOT
28 LIMITED TO, ROCKS, CONCRETE, ASPHALT, BRICK, LUMBER, PLASTER,
29 PLASTERBOARD, ASBESTOS, SIDING, ROOFING, AND METAL.

30 Sanitary Landfill. A planned and systematic method of
31 refuse disposal whereby the waste material is placed in the ground
32

1 in layers, compacted and covered with earth at the end of each
2 day's operation.

3 Solid waste. ALL REFUSE AND OTHER waste materials,
4 combustible or noncombustible, WHETHER SOLID, LIQUID OR GAS, from
5 all public and private SOURCES [establishments and residences],
6 including, BUT NOT LIMITED TO, trash, garbage, rubbish, RESIDENTIAL
7 REFUSE, industrial refuse and commercial refuse, but excluding
8 body excrements.

9 SOLID WASTE MANAGEMENT PLAN. THE COMPREHENSIVE PLAN FOR
10 HARFORD COUNTY, IN EFFECT AND AS AMENDED FROM TIME TO TIME, WHICH
11 MEETS THE REQUIREMENTS OF THE CODE OF MARYLAND REGULATIONS (COMAR)
12 TITLE 10, SUBTITLE 17.

13 TRASH. All [solid] waste MATERIALS, other than garbage and
14 offal from stores, institutions, markets and other establishments,
15 further classified as combustible [mostly paper, wood, and cloth]
16 and noncombustible [metals, glass, crockery].

17 Section 3. BE IT FURTHER ENACTED that Subsection (a),
18 heading, Generally, and Subsection (b), heading, Applications, and
19 Subsection (f), heading, Performance Bond, all of Section 9-2,
20 heading, Refuse and Liquid Waste Collection License, of Chapter 9,
21 heading, Environmental Controls, of the Harford County Code, as
22 amended, be, and it is hereby repealed and re-enacted with
23 amendments, to read as follows:

24 Section 9-2. [Refuse] SOLID and liquid waste [collection] license;
25 PERFORMANCE BOND.

26 (a) Generally. Any ~~person~~ PERSONS, INCLUDING BUT NOT
27 LIMITED TO, DULY AUTHORIZED COLLECTORS OF THE COUNTY
28 OR INCORPORATED MUNICIPALITIES WITHIN THE COUNTY OR
29 PRIVATE SOLID WASTE COLLECTORS WHO ARE REGULARLY ENGAGED
30 in the collection IN HARFORD COUNTY OR THE TRANSPORTATION
31 IN HARFORD COUNTY FOR DISPOSAL IN HARFORD COUNTY [and
32

1 disposal] of [refuse] SOLID or liquid waste [for
2 compensation] shall be licensed IN HARFORD COUNTY [by
3 the County Department of Inspection, Licenses and
4 Permits, Division of Permits and Licenses]. The
5 applicant for a [collection] license shall submit
6 information on the number, type, make, year and
7 capacity in cubic yards and tonnage or tank capacity
8 of vehicles proposed to be employed in collection OR
9 TRANSPORTATION service. A separate application [will]
10 SHALL be submitted for each vehicle. There shall be
11 an annual inspection of the collection AND
12 TRANSPORTATION equipment, jointly performed by a
13 representative of the Director of Public Works and the
14 County Department of Health. Each application shall be
15 jointly approved prior to issuance of any license for
16 operation. In addition thereto, routine inspection of
17 collection AND TRANSPORTATION equipment may be made by
18 representatives of the County Department of Health or
19 Department of Public Works.

20 (b) Applications. Forms for the above required inspection
21 LICENSE will be mailed annually by the County Department
22 of PUBLIC WORKS [health] to each person or firm prior to
23 [November 15.] FEBRUARY 15.

24 (c) License term. License issued under subsection (a) of
25 this section shall be valid ~~for one year and must be~~
26 ~~renewed one year from the date of issuance.~~ THROUGH
27 THE FOLLOWING APRIL 1. All persons shall be required
28 to purchase a new license for each vehicle no later
29 than APRIL 1 [January 31], annually.

30 (d) Fees. License fees shall be as established by the
31 county council and promulgated in a county fee
32 schedule.

- 1 (e) Identification of vehicles. ~~Each-collection-vehicle~~
2 COLLECTION VEHICLES AND EQUIPMENT shall be identified
3 with the name of the person, firm or corporation
4 printed on each door. This printing shall be
5 legible at a distance of one hundred feet and
6 be proportioned in letters of not less than two and
7 one-half inches in height.
- 8 (f) Performance bond. Any person engaged in SOLID WASTE
9 [refuse] collection OR TRANSPORTATION [and disposal]
10 or liquid waste collection, [and] TRANSPORTATION OR
11 disposal for compensation shall post a performance
12 bond in an amount of not less than two thousand
13 dollars per vehicle, such bond to be written to and
14 delivered to the County Department of ~~Inspections,~~
15 ~~Licenses-and-Permits,-Division-of-Permits-and~~
16 ~~Licenses,~~ PUBLIC WORKS prior to issuance of any license for
17 operation. [In the event that the bond is forfeited
18 for nonperformance, the Director of Public Works shall
19 require the collector to show cause at a hearing why
20 his license should not be revoked. The collector
21 shall have the opportunity to confront witnesses
22 against him and to present evidence on his own behalf
23 and may be represented by an attorney. The collector
24 shall have the right to appeal the decision of the
25 Director of Public Works to the County Council or its
26 designated appeals board.] Such bond must remain in
27 force during all periods of licensed operation.†
- 28 (g) License display. Each vehicle issued a county
29 license pursuant to this section shall display such
30 license number in a clearly visible place. The
31 license plates shall be bolted to the vehicle in a
32 manner similar to state vehicle tags. (Bill No.
75-39, Paragraph 1.)

(h) EXEMPTIONS. RESIDENTIAL REFUSE GENERATORS WHO HAUL ONLY THEIR OWN SOLID WASTE SHALL BE EXEMPT FROM THE LICENSING PROVISIONS OF THIS SECTION.

Section 4. BE IT FURTHER ENACTED that a new Subsection (i) (1) and (2), heading, Determination of Refuse SOLID WASTE Types, of Section 9-6, heading, Collection and Transportation of Trash and-Refuse, SOLID WASTE, of Article I, heading, In General, of Chapter 9, heading, Environmental Controls, of the Harford County Code, as amended, be, and it is hereby added to read as follows:
Section 9-6. Collection and Transportation of Trash-and-Refuse-
SOLID WASTE.

(i) DETERMINATION OF REFUSE TYPES.

~~(1)--TO-AID-IN-THE-DETERMINATION-OF-QUANTITIES-OF RESIDENTIAL-AND-NONRESIDENTIAL-TRASH-OR-REFUSE, PRIVATE-AND-PUBLIC-COLLECTORS-OF-TRASH-OR-REFUSE ARE-REQUIRED-TO-IDENTIFY-TO-THE-DIRECTOR-OF PUBLIC-WORKS-THAT-PORTION-OF-NONRESIDENTIAL-TRASH OR-REFUSE-COLLECTED-ON-A-RESIDENTIAL-COLLECTION ROUTE, OR-THAT-PORTION-OF-RESIDENTIAL-TRASH-OR REFUSE-COLLECTED-ON-A-NONRESIDENTIAL-COLLECTION ROUTE.--RESIDENTIAL-AND-NONRESIDENTIAL-TRASH-OR REFUSE-ARE-NOT-TO-BE-COLLECTED-IN-THE-SAME VEHICLE-FOR-DISPOSAL-IN-ANY-SANITARY-LANDFILL-OR RESOURCE-RECOVERY-FACILITY-OPERATED-BY-OR-UNDER- CONTRACT-FOR-OR-ON-BEHALF-OF-THE-COUNTY-WITHOUT PRIOR-APPROVAL-OF-THE-DIRECTOR-OF-PUBLIC-WORKS.~~

~~(2)--TO-AID-IN-THE-DETERMINATION-OF-QUANTITIES-OF-SOLID-WASTE-GENERATED-WITHIN-HARFORD-COUNTY-AND FROM-OUTSIDE-OF-HARFORD-COUNTY, PRIVATE-AND-PUBLIC-COLLECTORS-OF-TRASH-FOR-REFUSE-ARE REQUIRED-TO-IDENTIFY-TO-THE-DIRECTOR-OF-PUBLIC~~

WORKS-THAT-PORTION-OF-TRASH-OR-REFUSE-GENERATED
OUTSIDE-OF-HARFORD-COUNTY-TO-BE-DISPOSED-OF-IN-
ANY-SANITARY-LANDFILL-OR-RESOURCE-RECOVERY
FACILITY-OPERATED-BY-OR-UNDER-CONTRACT-FOR-OR-ON
BEHALF-OF-THE-COUNTY---SUCH-OUT-OF-COUNTY-TRASH
OR-REFUSE-SHALL-NOT-BE-ACCEPTED-AT-ANY-SUCH
FACILITY-WITHOUT-PRIOR-APPROVAL-OF-THE-DIRECTOR
OF-PUBLIC-WORKS-

(1) TO AID IN THE DETERMINATION OF QUANTITIES OF
RESIDENTIAL AND NONRESIDENTIAL SOLID WASTE, PRIVATE AND PUBLIC
COLLECTORS OF SOLID WASTE SHALL IDENTIFY TO THE DIRECTOR OF
PUBLIC WORKS THAT PORTION OF NONRESIDENTIAL SOLID WASTE COLLECTED
ON A RESIDENTIAL COLLECTION ROUTE, OR THAT PORTION OF RESIDENTIAL
SOLID WASTE COLLECTED ON A NONRESIDENTIAL COLLECTION ROUTE.
RESIDENTIAL AND NONRESIDENTIAL SOLID WASTE SHALL NOT BE COLLECTED
IN THE SAME VEHICLE FOR DISPOSAL IN ANY DISPOSAL FACILITY OR
RESOURCE RECOVERY FACILITY OPERATED BY OR UNDER CONTRACT FOR
OR ON BEHALF OF THE COUNTY WITHOUT PRIOR APPROVAL OF THE DIRECTOR
OF PUBLIC WORKS.

(2) TO AID IN THE DETERMINATION OF QUANTITIES OF
SOLID WASTE GENERATED WITHIN HARFORD COUNTY, PRIVATE AND PUBLIC
COLLECTORS OF SOLID WASTE SHALL IDENTIFY TO THE DIRECTOR OF PUBLIC
WORKS THAT PORTION OF SOLID WASTE GENERATED OUTSIDE OF HARFORD
COUNTY TO BE DISPOSED OF IN ANY DISPOSAL FACILITY OR RESOURCE
RECOVERY FACILITY OPERATED BY OR UNDER CONTRACT FOR OR ON
BEHALF OF THE COUNTY. SUCH OUT-OF-COUNTY SOLID WASTE SHALL NOT
BE ACCEPTED AT ANY SUCH FACILITY WITHOUT APPROVAL OF THE
DIRECTOR OF PUBLIC WORKS.

1 Section 5. BE IT FURTHER ENACTED, that Subsection (a),
2 heading, Violation Notice, of Section 9-10, heading, Enforcement
3 Generally, of Chapter 9, heading, Environmental Controls, of the
4 Harford County Code, as amended, be, and it is hereby repealed and
5 re-enacted with amendments, to read as follows:

6 Section 9-10. Enforcement generally.

7 (a) Violation notice. Any person charged with a violation
8 of any provision of this CHAPTER [article] shall be
9 issued a notice of violation. This notice may be
10 issued by designated representatives of the County
11 Executive, Director of Public Works, Department of
12 Health or any law enforcement agency. It may be
13 issued BY PERSONAL SERVICE OR by posting on the
14 premises [or] AND by mailing a copy by registered mail
15 to the last known address of the person in whose name
16 the property is assessed for taxation. This notice
17 shall advise the violator of the nature of the
18 violation and shall order the corrective actions
19 required and specify the time limit within which the
20 corrections shall be made. The time limit shall be
21 based upon the urgency necessitated by the nature of
22 the violation and the immediacy of the threat to the
23 health, safety and welfare of the citizens of the
24 County.

25 Section 6. BE IT FURTHER ENACTED, that Section 9-11,
26 heading, Civil Enforcement, of Chapter 9, heading, Environmental
27 Controls, of the Harford County Code, as amended, be, and it is
28 hereby repealed and re-enacted with amendments, to read as follows:

29 Section 9-11. Civil enforcement; REVOCATION; SUSPENSION;
30 FORFEITURE.

31 (a) INJUNCTIVE RELIEF. Injunctive relief shall be
32 available in the event that an action for damages

1 pursuant to this CHAPTER [article] would afford
2 inadequate relief.

3 (b) DAMAGES. An action may be brought by the County for
4 damages, including punitive damages, against any
5 violator of any provision of this CHAPTER [article].

6 (e)--REVOCATION--SUSPENSION-OF-LICENSE--FORFEITURE-OF-BOND--
7 FAILURE-TO-COMPLY-WITH-RULES-AND-REGULATIONS-OF-THE
8 COUNTY-MAY-BE-GROUNDS-FOR-REVOCATION-OR-SUSPENSION-OF
9 THE-SOLID-AND-LIQUID-WASTE-LICENSE-OR-FORFEITURE-OF
10 PERFORMANCE-BOND--WHENEVER-THE-DIRECTOR-OF-PUBLIC-
11 WORKS-HAS-REASONABLE-GROUNDS-TO-BELIEVE-THAT-A
12 LICENSEE-HAS-VIOLATED-THE-RULES-AND-REGULATIONS-OR
13 LAWS-OF-HARFORD-COUNTY--HE-MAY-CONDUCT-A-HEARING-AND
14 TAKE-TESTIMONY-CONCERNING-THE-ALLEGED-VIOLATIONS---UPON
15 FINDING-THE-LICENSEE-OR-AGENTS-AND-EMPLOYEES-OF-THE
16 LICENSEE-IN-VIOLATION-OF-THE-RULES-AND-REGULATIONS-OR
17 LAWS-OF-HARFORD-COUNTY--THE-DIRECTOR-MAY-REQUIRE-
18 FORFEITURE-OF-PERFORMANCE-BOND--OR-SUSPEND-OR-REVOKE
19 THE-LICENSE---ALL-PARTIES-IN-THE-HEARING-HAVE-THE
20 RIGHT-TO-CROSS-EXAMINE-WITNESSES-AND-TO-SUBPOENA
21 WITNESSES---THE-LICENSEE-MAY-PRESENT-EVIDENCE-AND-MAY
22 BE-REPRESENTED-BY-AN-ATTORNEY---ALL-TESTIMONY-SHALL-BE
23 SWORN-AND-TRANSCRIBED-AND-CERTIFIED-BY-A-NOTARY
24 PUBLIC---THE-LICENSEE-MAY-APPEAL-THE-DECISION-OF-THE
25 DIRECTOR-TO-THE-DESIGNATED-APPEALS-BOARD-FOR-THE
26 COUNTY-COUNCIL---ANY-APPEAL-TO-THE-DECISION-OF-THE
27 DIRECTOR-SHALL-BE-LIMITED-TO-THE-FACTS-PRESENTED-IN
28 DIRECTOR'S-HEARING-

29 Section 7. BE IT FURTHER ENACTED that Section 9-14,
30 heading, Additional Regulations, of Chapter 9, heading,
31
32

1 Environmental Controls, of the Harford County Code, as amended, be,
2 and it is hereby repealed and re-enacted with amendments, to read
3 as follows:

4 Section 9-14. Additional regulations. Under the provisions of
5 this CHAPTER [article], authority is delegated to the Director of
6 Public Works AND THE COUNTY HEALTH OFFICER [and the County Health
7 Officer, cooperating jointly,] to promulgate and publish any
8 regulations necessary to carry out and promote the intent and
9 purpose of this CHAPTER [article]; provided, that the regulations
10 are subject to public hearing as required by Section 807 of the
11 Charter. ~~AND ARE DESIRABLE TO FURTHER DEFINE, ELABORATE UPON OR~~
12 ~~SET FORTH THE TYPES OF WASTE DESCRIBED IN SECTION 9-17 THE~~
13 ~~LICENSING PROVISIONS OF SECTION 9-2 AND THE LICENSE REVOCATION~~
14 ~~AND SUSPENSION AND THE PERFORMANCE BOND FORFEITURE PROVISIONS~~
15 ~~OF SECTION 9-11.~~

16 Section 8. BE IT FURTHER ENACTED that Section 9-18,
17 heading, Disposal Sites Generally, of Chapter 9, heading,
18 Environmental Controls, of the Harford County Code, as amended, be,
19 and it is hereby repealed and re-enacted with amendments, all to
20 read as follows:

21 Chapter 9. Environmental Controls.
22 Article II. Waste Disposal Sites Generally.
23 [Section 9-18. Solid Waste Disposal Fees.

24 (a) Any solid waste, collected in Harford County for
25 deposit in any solid waste facility or landfill operated by or
26 under contract for Harford County and located within Harford
27 County, shall be accepted by the County upon payment of a fee of
28 ten dollars (\$10.00) per ton as determined by vehicle weight or
29 vehicle type and capacity.

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1 (b) Any solid waste, extracted outside the County or
2 originating outside the County, for deposit in any solid waste
3 facility or landfill operated by or for Harford County and located
4 within Harford County, shall be accepted upon payment of a fee of
5 eighteen dollars (\$18.00) per ton, as determined by vehicle weight
6 or vehicle and capacity.

7 (c) To facilitate the collection of the disposal fees
8 authorized under this Article, the Director of Public Works is
9 hereby authorized to request routing maps, clientele lists, days of
10 collection, trust assignments, and other pertinent information from
11 users of facilities operated by or for the County. Every user is
12 required to supply this information upon request, regardless of the
13 type of vehicle being used to haul the waste matter, and regardless
14 of whether the collection is from private or commercial sources.

15 (d) In accordance with Section 523 of the Charter, a
16 special revenue fund shall be established by the Treasurer to
17 control the revenues derived from the collection of disposal fees.
18 The disposal fees shall be dedicated to the operation and
19 maintenance of the Division of Solid Waste in the Department of
20 Public Works, with the exception that one dollar (\$1.00) per ton
21 exclusive of tire disposal fees shall be dedicated to the
22 Department of Parks and Recreation, to be used for the development
23 of completed County landfills for park and recreational use.

24 (e) The Department of Public Works shall promulgate rules
25 and regulations in order to implement the provisions of this
26 section. Any additional fees shall be established by legislative
27 act.]

28 SECTION 9-18. SOLID WASTE DISPOSAL FEES; RESIDENTIAL REFUSE
29 DISPOSAL TAX; SURCHARGES.

30 (a) ANY SOLID WASTE, OTHER THAN RESIDENTIAL REFUSE,
31 COLLECTED IN HARFORD COUNTY FOR DEPOSIT IN ANY ~~SANITARY-LANDFILL~~
32 DISPOSAL FACILITY OR RESOURCE RECOVERY FACILITY OPERATED BY OR

1 UNDER CONTRACT FOR OR ON BEHALF OF HARFORD COUNTY AND LOCATED
2 WITHIN HARFORD COUNTY, SHALL BE ACCEPTED BY THE COUNTY UPON PAYMENT
3 OF A DISPOSAL FEE OF TEN DOLLARS (\$10.00) PER TON, AS DETERMINED
4 BY VEHICLE WEIGHT OR VEHICLE TYPE AND CAPACITY, PROVIDED THAT
5 SURCHARGES MAY BE IMPOSED ON CERTAIN CLASSES OF SOLID WASTE
6 REQUIRING SPECIAL HANDLING IN ADDITION TO THE DISPOSAL FEE.
7 SOLID WASTE GENERATED UPON ANY MILITARY RESERVATION LOCATED
8 WITHIN HARFORD COUNTY SHALL BE SUBJECT TO THE PROVISIONS OF THIS
9 SUBSECTION.

10 (b) AN ANNUAL RESIDENTIAL REFUSE DISPOSAL TAX OF FIFTEEN
11 DOLLARS (\$15.00) PER DWELLING UNIT SHALL BE LEVIED AGAINST ALL
12 PROPERTIES IMPROVED FOR RESIDENTIAL OCCUPANCY. AN ANNUAL DISPOSAL
13 TAX OF FIVE DOLLARS (\$5.00) SHALL BE LEVIED AGAINST ALL UNIMPROVED
14 PARCELS OF REAL PROPERTY. SUCH TAXES SHALL BE LEVIED AND COLLECTED
15 FROM THE OWNER OF THE REAL PROPERTY IN THE SAME MANNER AS COUNTY
16 REAL PROPERTY TAXES AND SHALL HAVE THE SAME PRIORITY, BEAR THE SAME
17 INTEREST AND PENALTIES, AND IN EVERY RESPECT BE TREATED AS COUNTY
18 REAL PROPERTY TAXES.

19 (c) ANY RESIDENTIAL REFUSE COLLECTED IN HARFORD COUNTY FOR
20 DEPOSIT IN ANY ~~SANITARY-LANDFILL~~ DISPOSAL FACILITY OR RESOURCE
21 RECOVERY FACILITY OPERATED BY OR UNDER CONTRACT FOR OR ON BEHALF
22 OF HARFORD COUNTY AND LOCATED WITHIN HARFORD COUNTY, SHALL BE
23 ACCEPTED BY THE COUNTY WITHOUT PAYMENT OF THE DISPOSAL FEE,
24 PROVIDED THAT SURCHARGES MAY BE IMPOSED UPON CERTAIN CLASSES
25 OF SOLID WASTE REQUIRING SPECIAL HANDLING.

26 (d) ANY SOLID WASTE, EXTRACTED OUTSIDE THE COUNTY OR
27 ORIGINATING OUTSIDE THE COUNTY, FOR DEPOSIT IN ANY ~~SANITARY~~
28 ~~LANDFILL~~ DISPOSAL FACILITY OR RESOURCE RECOVERY FACILITY OPERATED
29 BY OR UNDER CONTRACT FOR OR ON BEHALF OF HARFORD COUNTY AND LOCATED
30 WITHIN HARFORD COUNTY SHALL BE ACCEPTED UPON PAYMENT OF A DISPOSAL
31 FEE OF EIGHTEEN DOLLARS (\$18.00) PER TON, AS DETERMINED BY VEHICLE
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1 WEIGHT OR VEHICLE TYPE AND CAPACITY, PROVIDED THAT SURCHARGES MAY BE
2 IMPOSED ON CERTAIN CLASSES ~~OR~~ OF SOLID WASTE REQUIRING SPECIAL
3 HANDLING IN ADDITION TO THE DISPOSAL FEE.

4 (e) THE DIRECTOR OF PUBLIC WORKS MAY IMPOSE THE
5 RESIDENTIAL REFUSE DISPOSAL TAX, ITS EQUIVALENT OR MULTIPLE
6 THEREOF, IN LIEU OF THE DISPOSAL FEE, ON ANY NONRESIDENTIAL
7 PROPERTIES WHICH ARE ROUTINELY SERVICED AS PART OF A RESIDENTIAL
8 COLLECTION ROUTE. THE IDENTIFICATION OF THESE PROPERTIES AND
9 ESTABLISHMENT OF CHARGES SHALL BE ACCOMPLISHED BY THE DIRECTOR OF
10 PUBLIC WORKS PURSUANT TO RULES AND REGULATIONS PROMULGATED
11 HEREUNDER.

12 (f) TO FACILITATE THE COLLECTION OF THE FEES AND TAXES
13 AUTHORIZED UNDER THIS CHAPTER, THE DIRECTOR OF PUBLIC WORKS IS
14 HEREBY AUTHORIZED TO REQUEST ROUTING MAPS, CLINETELE LISTS, DAYS OF
15 COLLECTION, TRUCK ASSIGNMENTS, AND OTHER PERTINENT INFORMATION FROM
16 USERS OF FACILITIES OPERATED BY OR FOR THE COUNTY. EVERY USER IS
17 REQUIRED TO SUPPLY THIS INFORMATION UPON REQUEST, REGARDLESS OF
18 THE TYPE OF VEHICLE BEING USED TO HAUL THE WASTE MATTER, AND
19 REGARDLESS OF WHETHER THE COLLECTION IS FROM PRIVATE OR COMMERCIAL
20 SOURCES.

21 (g) WASTE DISPOSED OF IN VIOLATION OF SECTION 9-6(i)(1)
22 SHALL BE SUBJECT TO THE DISPOSAL FEE OF TEN DOLLARS (\$10.00) PER
23 TON FOR THE ENTIRE LOAD. WASTE DISPOSED OF IN VIOLATION OF SECTION
24 9-6(i)(2) SHALL BE SUBJECT TO THE DISPOSAL FEE OF EIGHTEEN DOLLARS
25 (\$18.00) PER TON FOR THE ENTIRE LOAD. ~~SUCH CHARGES SHALL BE LEVIED~~
26 ~~WITHOUT PRIOR HEARING BUT ARE SUBJECT TO APPEAL TO THE DESIGNATED~~
27 ~~APPEAL BOARD ESTABLISHED PURSUANT TO SECTION 9-11(b) OF THIS~~
28 ~~CHAPTER. THE IMPOSITION OF SUCH CHARGES SHALL BE IN ADDITION TO~~
29 ~~THE REMEDIES ESTABLISHED IN SECTION 9-10 AND 9-11 OF THIS CHAPTER.~~

30 (h) THE ~~OWNER~~ OWNERS OF APARTMENTS, CONDOMINIUMS, COOPERATIVES,
31 OR SIMILAR DWELLING UNITS, WHOSE RESIDENTIAL REFUSE IS ROUTINELY
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1 COLLECTED AS PART OF A NONRESIDENTIAL COLLECTION ROUTE AND IS,
2 THEREFORE, SUBJECT TO THE DISPOSAL FEE, SHALL, UPON APPROVAL OF THE
3 DIRECTOR OF PUBLIC WORKS, BE GRANTED A CREDIT AGAINST THE
4 RESIDENTIAL REFUSE DISPOSAL TAX FOR CHARGES INCURRED AS A RESULT OF
5 THE DISPOSAL FEE. THE DIRECTOR SHALL PROMULGATE RULES AND
6 REGULATIONS ESTABLISHING THE PROCEDURE WHEREBY THE OWNER MAY
7 PETITION FOR THE RESIDENTIAL REFUSE DISPOSAL TAX CREDIT ESTABLISHED
8 HEREIN. THE RULES AND REGULATIONS PROMULGATED HEREBY SHALL ASSURE
9 TO THE EXTENT PRACTICABLE THAT NO RESIDENTIAL REFUSE SHALL BE
10 SUBJECTED TO PAYMENT OF BOTH THE DISPOSAL FEE AND THE RESIDENTIAL
11 REFUSE DISPOSAL TAX.

12 (i) THE DEPARTMENT OF PUBLIC WORKS SHALL PROMULGATE RULES
13 AND REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS CHAPTER.

14 Section 9. BE IT FURTHER ENACTED, that new Article III,
15 heading, Authorized Collection of Solid Waste; Service Charges, of
16 Chapter 9, heading, Environmental Controls, be, and it is hereby
17 enacted to read as follows:

18 ARTICLE III. AUTHORIZED COLLECTION OF SOLID WASTE; SERVICE CHARGES.
19 SECTION 9-20. AUTHORIZED COLLECTIONS OF SOLID WASTE.

20 (a) NO PERSON, EXCEPT DULY AUTHORIZED COLLECTORS OF THE
21 COUNTY AND INCORPORATED MUNICIPALITIES WITHIN THE
22 COUNTY OR PRIVATE SOLID WASTE COLLECTORS LICENSED
23 PURSUANT TO LAW, SHALL COLLECT OR REMOVE ANY SOLID
24 WASTE ACCUMULATING WITHIN THE COUNTY OR USE THE
25 STREETS, AVENUES, OR ALLEYS WITHIN THE COUNTY FOR THE
26 PURPOSE OF COLLECTING THE SAME. ALL LICENSES GRANTED
27 ~~TO PRIVATE SOLID WASTE COLLECTORS~~ PURSUANT TO SECTION
28 9-2 OF THIS CHAPTER AND ALL CONTRACTS OR
29 OTHER FORMS OF AUTHORIZATION OF DULY AUTHORIZED
30 COLLECTORS SHALL REQUIRE THAT ALL SOLID WASTE
31 COLLECTED AND TRANSPORTED UNDER THE AUTHORITY OF SUCH
32

1 LICENSE, CONTRACTS, OR OTHER FORMS OF AUTHORIZATION
2 BE DELIVERED FOR DISPOSAL AT THE SANITARY
3 LANDFILL RESOURCE FACILITY OR OTHER DISPOSAL
4 FACILITY DESIGNATED FROM TIME TO TIME BY THE DIRECTOR
5 OF THE DEPARTMENT OF PUBLIC WORKS PURSUANT TO RULES
6 AND REGULATIONS PROMULGATED BY THE DIRECTOR OF THE
7 DEPARTMENT OF PUBLIC WORKS.

8 (b) THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS SHALL
9 ESTABLISH, AFTER DULY ADVERTISED PUBLIC HEARING, A
10 SYSTEM OF CLASSIFICATION FOR CLASSES OF SOLID WASTE.,
11 ~~THE-CLASSIFICATION-SYSTEM-MAY-BE-USED-AS-A-BASIS-FOR~~
12 ~~DIRECTING-OR-REDIRECTING-THE-SOLID-WASTE-TO~~
13 ~~APPROPRIATE-RECEIVING-FACILITIES-IN-ACCORDANCE-WITH~~
14 ~~THE-EXIGENCIES-OF-THE-COUNTY'S-SOLID-WASTE-MANAGEMENT~~
15 ~~PLAN.~~ WHICH SO FAR AS PRACTICABLE SHALL BE CONSISTENT
16 WITH A SYSTEM OF CLASSIFICATION IN THE COUNTY'S
17 SOLID WASTE MANAGEMENT PLAN. THE CLASSIFICATION SYSTEM
18 MAY BE USED AS A BASIS FOR REQUIRING THAT THE SOLID
19 WASTE BE DELIVERED TO AN APPROPRIATE DISPOSAL
20 FACILITIES IN ACCORDANCE WITH THE COUNTY'S SOLID
21 WASTE MANAGEMENT PLAN.

22 (c) THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS MAY
23 PROMULGATE RULES AND REGULATIONS RELATING TO
24 IMPOSITION OF SURCHARGES FOR CLASSES OF SOLID WASTE
25 WHICH ARE ENVIRONMENTALLY UNACCEPTABLE OR NOT
26 OTHERWISE ACCEPTABLE FOR PROCESSING AT THE RESOURCE
27 RECOVERY FACILITY OR NOT OTHERWISE ACCEPTABLE FOR
28 DISPOSAL AT OTHER ~~SOLID-WASTE~~ DISPOSAL FACILITIES
29 OPERATED BY OR FOR THE COUNTY. THE SURCHARGES SHALL BE
30 REASONABLY RELATED TO THE COST TO THE COUNTY FOR ULTIMATE
31 DISPOSAL OF IDENTIFIED CLASSES.
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1 (d) WITHOUT IN ANY WAY LIMITING THE GENERALITY OF THE
2 PROVISIONS OF THIS SECTION 9-20, OR OF THE PROVISIONS
3 OF ANY OTHER SECTION OF THIS ACT, THE DIRECTOR OF THE
4 DEPARTMENT OF PUBLIC WORKS MAY EXERCISE THE AUTHORITY
5 GRANTED IN PARAGRAPHS (a) THROUGH (c) INCLUSIVE, OF
6 THIS SECTION 9-20 FOR THE PURPOSE OF PERMITTING THE
7 COUNTY TO FULFILL ITS OBLIGATIONS UNDER ANY CONTRACTS
8 OR AGREEMENTS WITH OTHER POLITICAL SUBDIVISIONS OR
9 GOVERNMENTAL ENTITIES, PRIVATE PERSONS, CORPORATIONS
10 OR PARTNERSHIPS ENTERED INTO IN CONNECTION WITH THE
11 FINANCING OR OPERATION OF ANY RESOURCE RECOVERY
12 FACILITY, INCLUDING (WITHOUT ~~LIMITATIONS~~ LIMITATION)
13 CONTRACTS OR AGREEMENTS WITH THE NORTHEAST MARYLAND WASTE
14 DISPOSAL AUTHORITY ENTERED INTO IN CONNECTION WITH THE
15 FINANCING OR OPERATION BY OR WITH SUCH AUTHORITY OF
16 ANY RESOURCE RECOVERY FACILITY, PURSUANT TO SECTIONS
17 3-901 to 3-929 OF THE NATURAL RESOURCES ARTICLE OF
18 THE ANNOTATED CODE OF MARYLAND (1974 VOLUME AND 1981
19 CUMULATIVE SUPPLEMENT).

20 (e) NOTHING HEREIN SHALL PROHIBIT THE GENERATOR OF
21 SOLID WASTE FROM THE ~~TRANSPORATION-OR~~ VOLUNTARY
22 EXTRACTION OF ANY PORTION OF THE SOLID WASTE PRODUCED
23 BY THE GENERATOR. ~~STORAGE, COLLECTION, AND-~~
24 ~~TRANSPORTATION-WITHIN-THE-COUNTY-OF-THE-EXTRACTED~~
25 ~~PORTION-SHALL-BE-SUBJECT-TO-RULES-AND-REGULATIONS-~~
26 ~~PROMULGATED-BY-THE-DIRECTOR-OF-THE-DEPARTMENT-OF~~
27 ~~PUBLIC-WORKS.~~

28 Section 10. AND BE IT FURTHER ENACTED, that this Act is
29 declared to be an Emergency Act necessary for the protection of
30 the health, safety, and welfare of the citizens of Harford County
31 and further necessary to safeguard the citizens of Harford County
32 in the area of solid waste, and it shall therefore take effect on
July 1, 1982.

EFFECTIVE: July 1, 1982

BY THE COUNCIL

Read the third time. Bill No. 82-28 (as amended)

Passed LSD 82-17 (May 25, 1982) (with amendments)~~Failed XXX Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 27th day of May, 1982
at 3:00 o'clock P.M.



APPROVED:

Angela Markowski, Secretary

BY THE EXECUTIVE

Thomas J. Perry
County ExecutiveDate May 28, 1982

BY THE COUNCIL

This Bill (No. 82-28 (as amended)), having been approved by
the Executive and returned to the Council, becomes law on
May 28, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. Liber 7 Folio 691 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: July 1, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-30 (AS AMENDED)

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-12 Date April 20, 1982

AN EMERGENCY ACT to repeal and re-enact with amendments Section 13-21(c), heading, Licenses, subheading, Other Licenses, of Article II, heading, Schedule of Fees, of Chapter 13, heading, Licenses and Permits, all part of the Harford County Code, as amended; to provide for fees for dog fanciers.

By the Council, April 20, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: May 18, 1982
at: 6:45 P.M.

By Order: Angela Marslauchi, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 18, 1982 and concluded on May 18, 1982.

Angela Marslauchi, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. *Be It Enacted By The County Council of Harford County, Maryland, that Section 13-21(c), heading, Licenses, subheading, Other Licenses, of Article II, heading, Schedule of Fees, of Chapter 13, heading, Licenses and Permits, all part of the Harford County Code, as amended, be, and it is hereby repealed and re-enacted with amendments, all to read as follows:*

Chapter 13. Licenses and Permits.

Article II. Schedule of Fees.

Section 13-21. Licenses.

(c) Other Licenses:

(1) Licenses of Operators:

Refuse and septic truck, each\$ 50.00

Solicitor\$ 10.00

Auctioneer:

Residential, yearly\$ 25.00

Nonresidential, yearly\$ 50.00

Itinerant dealer, yearly\$ 25.00

Pawnbroker, yearly\$ 25.00

Close-out sale, yearly\$ 25.00

Mobile Home:

For each set of 10 units
or fraction, yearly\$ 25.00

Excise tax, each unit, per month\$ 7.00

Pet shop, yearly\$ 50.00

Dog-Tags-(annually)+

Sterilized-dogs-----\$--5.00

Unsterilized-dogs-----\$--8.00

Senior-citizens-over-sixty-(60)-years
of-age,-on-the-tag-fees-only,-shall-pay+

Sterilized-dogs-----\$--3.00

Unsterilized-dogs-----\$--5.00

REPLACEMENT-OF-LOST-TAG-----\$--1.00

Kennel, through nine dogs\$ 50.00

1 Kennel, ten through twenty-five dogs ...\$ 75.00

2 Kennel, over twenty-five dogs\$100.00

3 (2) DOG LICENSES (ANNUALLY):

4 STERILIZED DOGS\$ 5.00

5 UNSTERILIZED DOGS\$ 8.00

6 REPLACEMENT OF LOST TAG\$ 1.00

7 SENIOR CITIZENS OVER SIXTY (60) YEARS
8 OF AGE, ON THE TAG FEES ONLY, SHALL PAY:

9 STERILIZED DOGS\$ 3.00

10 UNSTERILIZED DOGS\$ 5.00

11 (3) DOG FANCIER LICENSES:

12 DOG FANCIER, UP TO NINE DOGS\$ 50.00

13 DOG FANCIER, OVER NINE DOGS SHALL PAY
14 A LICENSE FEE OF\$ 50.00

15 (PLUS THE INDIVIDUAL RATE FOR EACH
16 ADDITIONAL DOG OVER NINE)

17 THE ABOVE LICENSES SHALL BE RENEWED ANNUALLY UNLESS OTHER-
18 WISE INDICATED.

19 Section 2. *And Be It Further Enacted*, that this Act is hereby
20 declared to be an Emergency Act, necessary for coordination with
21 the effective date of the new Animal Control Law, Bill No. 82-10,
22 and shall becomes effective on the date it becomes law.

23 EFFECTIVE: June 11, 1982

BY THE COUNCIL

Read the third time, BILL NO. 82-30 (as amended)

Passed LSD 82-20 (June 8, 1982) (with amendments)~~Failed on Passage~~

By order

Angela Marchese, SecretarySealed with the County Seal and presented to the County Executive
for his approval this 9th day of June, 1982
at 3:00 o'clock P.M.Angela Marchese, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas George
County Executive
Date June 11, 1982

BY THE COUNCIL

This Bill (No. 82-30 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
June 11, 1982.Angela Marchese, SecretaryRec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. Liber 7 Folio 713 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 11, 1982

82-30
AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-31

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 82-12

Date April 20, 1982

AN EMERGENCY ACT to make a supplemental appropriation to the General Fund Central Services Building Operations and Maintenance budget from unanticipated revenues received from prior years in the County's Health Department Home Health Services Reimbursement Program; to provide for maintenance, repairs, and renovations to the basement and clinic area of the Health Department Building located at 119 Hays Street.

By the Council, April 20, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: May 18, 1982

at: 6:45 P.M.

By Order: Angela Marchewski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 18, 1982 and concluded on May 18, 1982.

Angela Marchewski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-31

1 WHEREAS, the County Executive has recommended an
2 emergency supplemental appropriation of unanticipated revenues
3 to the General Fund Central Services Building Operations and
4 Maintenance budget; and

5 WHEREAS, the funds are from prior years in the County's
6 Health Department Home Health Services Reimbursement Program; and

7 WHEREAS, the funds shall be used for maintenance,
8 repairs, and renovations to the basement and clinic area of the
9 Health Department Building located at 119 Hays Street; and

10 WHEREAS, the appropriation of the funds is in accordance
11 with the provisions of Section 518 of the Charter of Harford
12 County, Maryland.

13 NOW, THEREFORE,

14 Section 1. *Be It Enacted By The County Council Of Harford County,*
15 *Maryland,* that the current expense budget for the fiscal year
16 ending June 30, 1982, be, and it is hereby amended by making an
17 emergency appropriation in the below listed amounts for the
18 purpose detailed:

19 Appropriation:

20 From: General Fund

21 Other Revenues

22 Health Department Refund

23 Account No. 50-08-21-00-00-00-99-00\$18,000.00

24 Total Funds Requested\$18,000.00

25 To: General Fund

26 Central Services

27 Building Operations and Maintenance

28 Account No. 70-01-10-00-03-00-03-XX\$18,000.00

29 Total Funds Appropriated\$18,000.00

30 Section 2. *And Be It Further Enacted,* that this Act is hereby
31 declared to be an Emergency Act, necessary for the protection
32

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1 of the public health, safety and welfare, and for immediate
2 repairs and renovation to the Health Department building and
3 shall take effect on the date it becomes law.

4 EFFECTIVE: May 24, 1982

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6 The Secretary of the Council does hereby
7 certify that fifteen (15) copies of this Bill
8 are immediately available for distribution to
9 the public and the press.

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Angela M. Markowski, Secretary

BY THE COUNCIL

Read the third time, BILL NO. 82-31

Passed LSD 82-16 (May 18, 1982) ~~with amendments~~~~Failed to Pass~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 19th day of May, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barrangle
County Executive
Date 5/24/82

BY THE COUNCIL

This Bill (No. 82-31), having been approved by the Executive
and returned to the Council, becomes law on May 24, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P.M.
H.D.C. Liber 7 Folio 717 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: May 24, 1982

1 COUNTY COUNCIL
2 OF
3 HARFORD COUNTY, MARYLAND

4 BILL NO. 82-32

5 INTRODUCED BY Council Member Risacher

6
7 LEGISLATIVE DAY NO. 82-12 DATE: April 20, 1982

8 AN EMERGENCY ACT to repeal, in its entirety, Bill No. 81-92, an
9 emergency act authorizing and empowering Harford
10 County, Maryland, to issue and sell its
11 industrial development revenue bonds to be
12 designated "Harford County, Maryland Industrial
13 Development Revenue Bonds (Edgewood Heights
14 Apartments Project) Series A" in a principal
15 amount not to exceed One Million Six Hundred
16 Thousand Dollars (\$1,600,000); to provide that
17 Harford County, by its repeal of Bill No. 81-92,
18 will not acquire a certain industrial building
19 known as the Edgewood Heights Apartments for
20 resale to Hab Baker III; and generally to provide
21 that by its repeal of Bill No. 81-92, Harford
22 County withdraws its commitment and intention to
23 issue its Harford County, Maryland industrial
24 development revenue bonds for the benefit of
25 Hab Baker III.

26
27
28 BY THE COUNCIL April 20, 1982
29 INTRODUCED, READ FIRST TIME, ORDERED POSTED AND PUBLIC HEARING
30 SCHEDULED

31 ON: May 18, 1982

32 AT: 6:45 P.M.

33 BY ORDER: Angela Marsden, Secretary
34 PUBLIC HEARING

35 HAVING BEEN POSTED AND NOTICE OF TIME AND PLACE OF
36 HEARING AND TITLE OF BILL HAVING BEEN PUBLISHED TO THE CHARTER,
37 A PUBLIC HEARING WAS HELD ON May 18, 1982
38 AND CONCLUDED ON May 18, 1982

Angela Marsden, Secretary 82-32

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, that Bill No. 81-92, an emergency act authorizing and empowering Harford County, Maryland to issue and sell its industrial development revenue bonds to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project) Series A" in a principal amount not to exceed One Million Six Hundred Thousand Dollars (\$1,600,000), be and it is hereby repealed in its entirety.

SECTION 2. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, that by its repeal of Bill No. 81-92, Harford County withdraws its commitment and intention to issue its Harford County, Maryland industrial development revenue bonds for the benefit of Hab Baker III and will not purchase a certain industrial building known as the Edgewood Heights Apartments for resale to Hab Baker III.

SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, that this Ordinance is declared to be an emergency measure affecting public health, safety or welfare and shall take effect on the date it becomes law.

EFFECTIVE: May 24, 1982

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Angela Markowski, Secretary

BY THE COUNCIL

Read the third time, BILL NO. 82-32

Passed LSD 82-16 (May 18, 1982) ~~(with amendments)~~~~Failed of Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 19th day of May, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas G. G. G.
County ExecutiveDate 5/24/82

BY THE COUNCIL

This Bill (No. 82-32), having been approved by the Executive
and returned to the Council, becomes law on May 24, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.C. Lib. 7 Filed 721 examined per
Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: May 24, 1982

82-32

1 COUNTY COUNCIL
2 OF
3 HARFORD COUNTY, MARYLAND
4 BILL NO. 82-33

5 INTRODUCED BY Council Member Risacher
6

7 LEGISLATIVE DAY NO. 82-12 DATE: April 20, 1982

8 AN EMERGENCY ACT to repeal, in its entirety, Bill No. 81-93, an
9 emergency act authorizing and empowering Harford
10 County, Maryland, to issue and sell its
11 industrial development revenue bonds to be
12 designated "Harford County, Maryland Industrial
13 Development Revenue Bonds (Edgewood Heights
14 Apartments Project) Series B" in a principal
15 amount not to exceed Five Hundred Thousand
16 Dollars (\$500,000); to provide that Harford
17 County, by its repeal of Bill No. 81-93 will
18 not sell its Harford County industrial
19 development revenue bonds and loan the proceeds
20 thereof to Hab Baker III for the renovation of
21 a certain industrial building known as the
22 Edgewood Heights Apartments; and generally to
23 provide that by its repeal of Bill No. 81-93,
24 Harford County withdraws its commitment and
25 intention to sell its Harford County, Maryland
26 industrial development revenue bonds and loan
27 the proceeds thereof to Hab Baker III.
28

22 BY THE COUNCIL April 20, 1982
23 INTRODUCED, READ FIRST TIME, ORDERED POSTED AND PUBLIC HEARING
24 SCHEDULED

25 ON: May 18, 1982

26 AT: 6:45 P.M.

27 BY ORDER: Angela Markowski, Secretary
28 PUBLIC HEARING

29 HAVING BEEN POSTED AND NOTICE OF TIME AND PLACE OF
30 HEARING AND TITLE OF BILL HAVING BEEN PUBLISHED TO THE CHARTER,
31 A PUBLIC HEARING WAS HELD ON May 18, 1982
32 AND CONCLUDED ON May 18, 1982

Angela Markowski, Secretary

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD
2 COUNTY, MARYLAND, that Bill No. 81-93, an emergency act
3 authorizing and empowering Harford County, Maryland to issue
4 and sell its industrial development revenue bonds to be
5 designated "Harford County, Maryland Industrial Development
6 Revenue Bonds (Edgewood Heights Apartments Project) Series B"
7 in a principal amount not to exceed Five Hundred Thousand
8 Dollars (\$500,000), be, and it is hereby repealed in its
9 entirety.

10
11 SECTION 2. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
12 HARFORD COUNTY, MARYLAND, that by its repeal of Bill No. 81-93,
13 Harford County withdraws its commitment and intention to sell
14 its Harford County, Maryland industrial development revenue
15 bonds in the amount of Five Hundred Thousand Dollars (\$500,000)
16 and loan the proceeds thereof to Hab Baker III for the
17 renovation of a certain industrial building known as Edgewood
18 Heights Apartments or generally for the benefit of Hab Baker III.

19
20 SECTION 3. AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF
21 HARFORD COUNTY, MARYLAND, that this Ordinance is declared to
22 be an emergency measure affecting the public health, safety
23 or welfare and shall take effect on the date it becomes law.

24
25
26 EFFECTIVE: May 24, 1982

27
28 The Secretary of the Council does hereby
29 certify that fifteen (15) copies of this Bill
30 are immediately available for distribution to
the public and the press.

31 Angela Markowski, Secretary
32

BY THE COUNCIL

Read the third time, BILL NO. 82-33

Passed LSD 82-16 (May 18, 1982) ~~XXXXXX~~~~XXXXXX~~ Passage _____

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 19th day of May, 1982
 at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Arranger
 County Executive
Date 5/24/82

BY THE COUNCIL

This Bill (No. 82-33), having been approved by the Executive
 and returned to the Council, becomes law on May 24, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
 H.D.P. Liber 7 Folio 724 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: May 24, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-34 (AS AMENDED)

Introduced by Councilwoman Risacher

Legislative Day No. 82-12 Date April 20, 1982

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project) Series A", in a principal amount not to exceed One Million Six Hundred Thousand Dollars (\$1,600,000) pursuant to the provisions of Section 266A to 266I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol. 1981 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the acquisition of an industrial building in Harford County, Maryland, pursuant to the provisions of Section 103(b)(4)(A) of the Internal Revenue Code of 1954, as amended, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenue derived from payments by Edgewood Heights Partnership to Harford County, Maryland, on account of the subsequent sale of the Industrial Building to Edgewood Heights Partnership and (ii) any and all monies realized from the sale of the collateral as described herein, and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise.

By the Council, April 20, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: May 18, 1982

at: 6:45 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 18, 1982 and concluded on May 18, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Bracketed] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO.

82-34

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-34 (AS AMENDED)

Introduced by _____

Legislative Day No. _____

Date _____

(i) indebtedness of Harford County, Maryland, or of any other political subdivisions, (ii) a charge against the general credit or taxing powers of Harford County, Maryland or (iii) a capital project under the Charter or local laws of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including without limitation, (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; and providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds and the

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____

, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Bracketed] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill amendment.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-34 (AS AMENDED)

Introduced by _____

Legislative Day No. _____ Date _____

amount of the industrial development revenue bonds to be sold (not exceeding \$1,600,000); ~~authorizing the execution of the statement of election required by Section 103(b)(6)(D) of the Federal Internal Revenue Code of 1954, as amended;~~ and providing for the method(s) for determining the principal amount of the bonds not exceeding \$1,600,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council and generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, SPECIFICALLY PROVIDING THAT THIS ORDINANCE IS CONTINGENT UPON THE APPROVAL, BY ADMINISTRATIVE RESOLUTION, OF ALL SUCH DOCUMENTS, indicating that this Ordinance has no financial impact on Harford County and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

PLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

82-34

BILL NO.

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-34 (as amended)

Legislative Session Day 82-12 Date: April 20, 1982

BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY, MARYLAND, THAT Harford County, Maryland is hereby authorized and empowered to issue and sell its industrial development revenue bonds to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project) Series A", in the principal amount not exceeding One Million Six Hundred Thousand Dollars (\$1,600,000), pursuant to the provisions of Section 266A to 266I, inclusive, of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.), as amended, for the sole and exclusive purpose of financing the acquisition by Harford County, Maryland of an industrial building in Harford County, Maryland pursuant to the provisions of Section 103(b)(4)(A) of the Internal Revenue Code of 1954, as amended, as provided in this Ordinance: making certain legislative findings, among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development revenue bonds (a) shall be payable solely and only from (i) revenues derived from payments by Edgewood Heights Partnership to Harford County, Maryland, (ii) any and all monies realized from the sale of collateral and (iii) any other funds available for such purpose and (b) shall not ever constitute, within the meaning of any constitutional or charter provision or otherwise, (i) an indebtedness of Harford County, Maryland, or of any other political subdivision (ii) a charge against the general credit or taxing powers of Harford County, Maryland; authorizing the private (negotiated) sale of

1 such industrial development revenue bonds; prescribing certain
2 details pertaining to such industrial development revenue bonds,
3 including, without limitation, (a) that the amount, dates and
4 maturity schedule of such industrial development revenue bonds,
5 the interest rate to be paid on such industrial development
6 revenue bonds, the prepayment penalty provision, if any, relating
7 to such industrial development revenue bonds, the denomination
8 of the bonds, the terms, conditions and security for such
9 industrial development revenue bonds, including the authorization,
10 execution and delivery of the various documents necessary or
11 appropriate in connection with such industrial development revenue
12 bonds shall be approved by resolution of the Harford County
13 Council, and (b) the form and tenor of such industrial development
14 revenue bonds: ~~authorizing the execution of the statement of~~
15 ~~election required by Section 103(b)(4)(D) of the Federal Internal~~
16 ~~Revenue Code of 1954, as amended;~~ and generally providing for
17 and determining various matters in connection with the authoriza-
18 tion, issuance, security, sale and payment of such industrial
19 development revenue bonds; and providing for the method(s) for
20 determining the principal amount of the bonds not exceeding
21 \$1,600,000, payment dates, maturity schedule, interest rates,
22 prepayment penalties, denomination of bonds and the terms, con-
23 ditions and security for the bonds including authorization,
24 execution and delivery of documents necessary or appropriate in
25 connection with the bonds and/or the security therefor, pursuant
26 to resolution(s) approved by the Harford County Council.

RECITALS

Sections 266A to 266I, inclusive, of Article 41 of the Annotated Code of Maryland (1973 Repl. Vol., 1981 Cum. Supp.) as amended, (the "Act") empowers all the Counties and Municipalities of the State of Maryland to issue revenue bonds for the acquisition (as defined in the Act) of an industrial building (as defined in the Act) for subsequent sale or lease to an industrial concern (as defined in the Act). The Act declares it to be the legislative purpose to relieve conditions of unemployment in the State, to encourage the increase of industry and a balanced economy in the State, to assist in the retention of existing industry in the State through the control, reduction or abatement of pollution of the environment (where the proceeds of bonds are used for that purpose), to promote economic development, to promote natural resources and, in this manner, to promote the health, welfare and safety of the residents of each of the Counties and Municipalities of the State of Maryland.

Harford County, Maryland (the "County") has determined to issue and sell its Harford County, Maryland Industrial Development Bonds (Edgewood Heights Apartments Project) Series A, in an amount not exceeding \$1,500,000 (the "Bonds") and to use the proceeds of the Bonds for the acquisition of an industrial building (within the meaning of the Act) (the "Industrial Building") from Richard F. Rudolph (the "Owner") on the terms and conditions set forth in agreements to be entered into by and between the County, the Owner and others (the "Purchase Agreements"), as provided by this Ordinance and in resolutions to be passed from time by the County Council of Harford County, Maryland for the subsequent sale of the Industrial Building to Edgewood Heights Partnership, a Colorado general partnership (the "Industrial Concern") and on the terms and conditions set forth in agreements to

1 be entered into by and between the County, the Industrial
2 Concern and others (the "Sale Agreements"), as provided by this
3 Ordinance and in Resolutions to be passed from time to time by
4 the County Council of Harford County, Maryland and thereby
5 relieve conditions of unemployment in the State of Maryland
6 and in Harford County, Maryland, and thus encourage economic
7 development and protect the health, welfare and safety of the
8 citizens of the State of Maryland and Harford County, Maryland.

9 The County conditions the issuance of the Bonds upon
10 the pledge and covenant of the Industrial Concern to expend an
11 additional ~~\$500,000~~ \$550,000 on the renovation and improvement
12 of the Industrial Building in accordance with the terms and
13 conditions of the LetterS of Intent previously accepted by the County.

14 The County further conditions the issuance of these Bonds
15 upon the pledge and covenant of the Industrial Concern to
16 maintain the Industrial Building pursuant to the requirements of
17 Section 103(b)(4) of the Internal Revenue Code of 1954, as
18 amended.

19 The Bonds will be sold at private (negotiated) sale to
20 the Owner and will be payable solely from the Receipts and
21 Revenues paid to the County by the Industrial Concern pursuant
22 to the Sale Agreements and the Purchase Agreements.

23 The Owner will execute and deliver or cause to be
24 executed and delivered (a) a special warranty deed conveying the
25 Industrial Building to the County; (b) and such other Purchase
26 Agreements as may be necessary or appropriate to accomplish the
27 foregoing and to indicate that the issuance and sale of the Bonds
28 and the execution and delivery of the Purchase Agreements and
29 Sale Agreements are to be without any liability of any kind on
30 the part of the County.

31 The County received a letter of intent from the
32

1 Industrial Concern dated April 20, 1982 (the "INITIAL Letter of Intent"),
2 requesting the County to participate in the financing of the
3 acquisition of the Industrial Building in an amount not to
4 exceed \$1,500,000, as generally described above. The Letter of
5 Intent was approved by the County Council of Harford County,
6 Maryland (the "County Council") by Resolution Number 30-82
7 adopted on April 20, 1982 and accepted by the County Executive
8 and the President of the County Council on April 20, 1982
9 subject to the adoption of this Ordinance.

10 THEREAFTER THE COUNTY RECEIVED A SECOND LETTER OF
11 INTENT DATED JUNE 1, 1982 ("THE SUPPLEMENTAL LETTER OF INTENT")
12 FROM THE INDUSTRIAL CONCERN ADVISING OF CERTAIN CHANGES IN
13 THE TERMS OF THE ACQUISITION OF THE INDUSTRIAL BUILDING AND
14 THE SUPPLEMENTAL LETTER OF INTENT WAS APPROVED BY THE COUNTY
15 COUNCIL BY RESOLUTION NO. ADOPTED ON JUNE 1, 1982 AND
16 ACCEPTED BY THE COUNTY EXECUTIVE AND PRESIDENT OF THE COUNTY
17 COUNCIL ON JUNE 1, 1982 SUBJECT TO THE ADOPTION OF THIS
18 ORDINANCE.

19 NOW, THEREFORE, in accordance with the terms and
20 provisions of the Act and the Charter of Harford County, Maryland:

21 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
22 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act, it is
23 hereby found and determined as follows:

24 1. The issuance and sale of the Bonds by the County for
25 the acquisition of the Industrial Building (within the meaning of
26 the Act) pursuant to the Act will facilitate and expedite the
27 acquisition of the Industrial Building by the Industrial Concern.
28 The Industrial Building will consist of the Edgewood Heights
29 Apartments Complex, containing land ~~(described in Exhibit 1~~
30 ~~attached hereto)~~ improved by one-story, concrete block, residential
31 apartments, 14,000 square feet of warehouse space and open
32 space ~~which will be developed to provide additional units of~~
~~multi-family housing.~~

1 2. The acquisition of the Industrial Building by the
2 County and the subsequent sale of the Industrial Concern as
3 provided in this Ordinance will promote the declared legislative
4 purposes of the Act by (a) sustaining jobs and employment, thus
5 relieving conditions of unemployment in the State of Maryland and
6 in Harford County, Maryland; (b) encouraging the increase of
7 industry and a balanced economy in the State of Maryland and in
8 Harford County; Maryland (c) assisting in the retention of

1 existing industry in the State of Maryland and in Harford County,
2 Maryland; (d) promoting economic development; and (e) promoting
3 the health, welfare and safety of the residents of Harford
4 County, Maryland, and in the State of Maryland; and it is further
5 declared that an emergency exists in the County with respect to
6 a need for housing for persons of low or moderate income and a
7 need to increase economic and industrial development.

8 3. It is in the best interests of the citizens of the
9 County to finance the acquisition of the Industrial Building by
10 a purchase by the County and subsequent sale of the Industrial
11 Building to the Industrial Concern.

12 4. Neither the Bonds nor the interest thereon will
13 constitute (a) a general obligation of the County or (b) a
14 charge against or pledge of the general credit or taxing powers
15 of the County within the meaning of the Constitution of Maryland
16 or any constitutional, statutory or charter provision or limita-
17 tion, and neither shall ever constitute or give rise to any
18 pecuniary liability on the part of the County. The principal of
19 and interest on the Bonds shall be payable solely from payments
20 made by the Industrial Concern to the County pursuant to the
21 sale of the Industrial Building to the Industrial Concern and
22 secured by (a) an assignment of the revenues realized and the
23 collateral pledged under the Purchase Agreements and Sale Agree-
24 ments; and (b) such other Agreements as may be necessary or
25 appropriate. The principal amount of the Bonds and the
26 repayments to be made by the Industrial Concern pursuant to the
27 Sale Agreements authorized will be paid to an escrow agent as
28 agent for the holders of the Bonds ("Agent"). No such monies
29 will be comingled with the County's funds or will be subject
30 to the control of the County. The transactions authorized hereby
31 do not constitute the acquisition of property for public use or the
32 purchase of equipment for public use. The public purposes expressed

1 in the Act are to be achieved by facilitating the acquisition
2 of the Industrial Building by the County solely for subsequent
3 sale to the Industrial Concern.

4 5. The security for the Bonds shall be solely and
5 exclusively (a) the absolute, irrevocable and unconditional
6 obligation of the Industrial Concern to make the payments required
7 by the Sale Agreements and (b) monies realized from any and all
8 collateral (including the Industrial Building) pledged as
9 security for the Sale.

10 6. None of the receipts and revenues of the County from
11 the Bonds or the Agreements shall be set aside as a depreciation
12 account (mentioned in the Act).

13 7. The best interests of the County will be served by
14 selling the Bonds to the Owner at private (negotiated) sale,
15 as authorized by the Act upon the terms and conditions approved
16 by the County as set forth in this Ordinance.

17 Section 2. BE IT FURTHER ENACTED BY THE COUNTY COUNCIL
18 OF HARFORD COUNTY, MARYLAND that subject to the provisions of
19 this Ordinance, the County is authorized and empowered, pursuant
20 to the Act, to issue and sell its Harford County, Maryland
21 Industrial Development Revenue Bonds (Edgewood Heights Apartment
22 Project) Series A, in a principal amount not to exceed One
23 Million Six Hundred Thousand Dollars (\$1,600,000), such Bonds to
24 be solely and exclusively payable from revenue derived by the
25 County from payments pursuant to the Sale Agreements by the
26 Industrial Concern, and secured as provided herein. The Bonds
27 shall be designated "Harford County, Maryland Industrial
28 Development Revenue Bonds (Edgewood Heights Apartment Project)
29 Series A", shall bear interest and be payable as provided in
30 subsequent administrative resolutions approved by the Harford
31 County Council, and shall be in substantially the form as may be
32 approved by administrative resolutions of the Harford County
33 Council.

1 Section 3. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND, that, in consideration
3 of the purchase and acceptance of the Bonds by those who
4 shall hold the same from time to time, (i) this Ordinance
5 shall be deemed to be and shall constitute a contract between
6 the County and the holder from time to time of the Bonds; and
7 (ii) the agreements described herein and the covenants to be
8 performed by or on behalf of the County shall be for the
9 benefit, protection and security of the holder of the Bonds.

10 Section 4. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that simultaneously
12 with the issuance and sale of the Bonds, the County will,
13 pursuant to the terms of the Purchase Agreements and the Act,
14 cause the proceeds of sale thereof to be applied to the acqui-
15 sition of the Industrial Building in accordance with the provisions
16 of the Act, this Ordinance and the Resolutions.

17 Subsequent to such acquisition the County will, pursuant to
18 the sale Agreements, deliver a deed, in form to be approved by the county
19 by administrative resolution, to Edgewood Heights Partnership, conveying
20 the Industrial Building subject to the terms and conditions set forth in
21 the Purchase Agreements and the Sale Agreements and in accordance with the
22 provisions of the Act, this Ordinance and the Resolutions.

23 Section 5. BE IT FURTHER ENACTED BY THE COUNTY
24 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
25 that it will promptly pay the principal of and interest on the
26 Bonds and premium, if any, at the place, on the dates and in
27 the manner provided in this Ordinance and in the Bonds according
28 to their true intent and meaning; provided that the Bonds,
29 together with interest thereon, shall be the limited obligation
30 of the County payable solely from the monies derived from (a)
31 the Sale Agreements and the sale of any collateral pledged
32 thereunder, and (b) all other security referred to in this

1 Ordinance, and shall be a valid claim of the holder thereof
2 only against such monies, which monies shall be used for no
3 other purpose than to pay the principal of and interest on the
4 Bonds and expenses authorized by the Act (except as may be
5 otherwise expressly authorized in this Ordinance). Neither
6 the Bonds nor the interest payable thereon shall ever constitute
7 an indebtedness or a charge against the general credit or taxing
8 powers of the County within the meaning of any constitutional
9 or charter provision or statutory limitation and neither shall
10 ever constitute or give rise to any pecuniary liability of the
11 County.

12 Section 6. BE IT FURTHER ENACTED BY THE COUNTY
13 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the Bonds
14 and the interest thereon shall be made to the registered owner
15 thereof by the Agent. All payments of principal, interest and
16 other charges required by this Ordinance or the Bonds shall
17 be made to the Agent at the address to be set forth in the
18 Sale Agreements, in immediately available funds. Interest on
19 the Bonds shall be calculated on the basis of a 360-day year
20 factor to be applied to actual days elapsed. If any principal
21 and/or interest payment on the Bonds falls due on a Saturday,
22 Sunday or public holiday at the place of payment thereof,
23 then such date shall be extended to the next succeeding full
24 banking day at such place.

25 When the principal of and interest on the Bonds shall
26 have been fully paid, the Bonds shall forthwith be surrendered
27 to the Bond Registrar for cancellation.

28 Section 7. BE IT FURTHER ENACTED BY THE COUNTY
29 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall be
30 registered as to both principal and interest pursuant to the
31 requirements of Section 103(b)(4) of the Federal Revenue Code
32 of 1954, as amended. The Agent shall serve as Bond Registrar,

1 and it shall keep at its principal office, for so long as the
2 Bonds remain outstanding, books for the registration and trans-
3 fer of the bonds.

4 The Bonds shall be transferable only upon the books
5 maintained by the Bond Registrar by the registered owner
6 thereof in person or by his attorney duly authorized in
7 writing, upon surrender thereof together with a written instru-
8 ment of transfer satisfactory to the Bond Registrar duly
9 executed by the registered owner or his duly authorized attorney.

10 The County, the Agent and the Bond Registrar may deem
11 and treat the person in whose name the Bonds shall be registered
12 as the absolute owner of the Bonds, whether the Bonds shall be
13 overdue or not, for the purpose of receiving payment of, or
14 on account of, the principal of and interest on the Bonds and
15 for all other purposes, and all such payments so made to
16 such registered owner or upon his order shall be valid and
17 effectual to satisfy and discharge the liability upon the
18 Bonds to the extent of the sum or sums so paid, and neither
19 the County nor the Agent nor the Bond Registrar shall be
20 affected by any notice to the contrary.

21 The Bonds shall be in the denomination of Five
22 Thousand Dollars (\$5,000) each or in such other denomination
23 as may be approved in the Resolution(s) adopted by the
24 Harford County Council.

25 Section 8. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
27 to assist in the financing of the Industrial Building by the
28 acquisition of the Industrial Building by the County in an
29 amount not to exceed One Million Six Hundred Thousand Dollars
30 (\$1,600,000) as described generally in the Letters of Intent,
31 by authorizing the issuance and sale of the Bonds pursuant to
32 the Act, and by using the proceeds thereof for the purposes

1 described in this Ordinance, pursuant to agreements and other
2 documents as may be approved by Resolutions adopted by the
3 Harford County Council. This Ordinance is expressly conditioned
4 on the pledges and covenants of the Industrial Concern (a) to
5 expend not less than \$500,000 \$550,000 on the renovation and
6 improvement of the Industrial Building, as set forth in the Letters
7 of Intent, AND (b) to maintain the Industrial Building pursuant
8 to the requirements set forth in Section 103(b)(4) of the Internal
9 Revenue Code of 1954, as amended ~~and to pay the sum of~~
10 ~~\$50,000 to an agent in form and substance satisfactory to the~~
11 ~~Director of Planning of the County, to provide the funds necessary~~
12 ~~to make the renovations and improvements described in the Letter~~
13 ~~of Intent.~~

14 Section 10. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, the execution and
16 delivery of the Bonds, the Purchase Agreements, and all other
17 documents necessary to evidence and secure the Bonds and all
18 such Agreements are hereby authorized. NOTWITHSTANDING THE
19 FOREGOING AUTHORIZATION TO EXECUTE AND DELIVER ALL NECESSARY
20 DOCUMENTS IN CONNECTION WITH THE BONDS, THIS ORDINANCE IS
21 SPECIFICALLY CONTINGENT UPON THE APPROVAL BY THE COUNTY COUNCIL,
22 PURSUANT TO APPROPRIATE ADMINISTRATIVE RESOLUTION, OF ALL SUCH
23 NECESSARY DOCUMENTS OR ANY OTHER DOCUMENTS THAT BOND COUNSEL
24 DEEMS APPROPRIATE. The Bonds and all other Agreements shall
25 be executed on behalf of the County by the County Executive
26 of the County by his signature, and the corporate seal of the
27 County shall be impressed or otherwise reproduced thereon and
28 attested by the Director of Administration of the County by
29 his manual signature. In case any officer whose signature shall
30 appear on the Bonds or any of the aforesaid documents shall
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1 cease to be such officer before the delivery of the Bonds or any
2 of the other documents aforesaid, such signature shall
3 nevertheless be valid and sufficient for all purposes,
4 the same as if such officer had remained in office
5 until delivery. The County Executive, the Director of
6 Administration and other officials of the County shall do all

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1 such acts and things and execute such supporting documents and
2 certificates as may be necessary to carry out and comply with
3 the provisions hereof, ~~including, but not limited to, the~~
4 ~~Statement of election required by Section 102(b)(6)(D) of~~
5 ~~the Internal Revenue Code of 1954, as amended.~~ Before the
6 execution and delivery of the Bonds by the County Executive,
7 the County shall have received a certificate signed by the Owner
8 and satisfactory to counsel for the County stating that (a) the
9 Owner has purchased the Bond in consideration for the sale of
10 the Industrial Building and not with a view to redistribute the
11 same to the general public, and (b) the Owner has not relied
12 upon the County or its agents for or received from the County
13 or its agents any information concerning the financial condition
14 or other information of the Industrial Concern.

15 Section 11. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
17 this Ordinance are severable, and if any provision, sentence,
18 clause, section or part thereof is held illegal, invalid or
19 unconstitutional or inapplicable to any person or circumstances,
20 such illegality, invalidity, unconstitutionality or
21 inapplicability shall not affect or impair any of the remaining
22 provisions, sentences, clauses, sections, or parts of this
23 Ordinance or their application to other persons or circumstances.
24 It is hereby declared to be the legislative intent that this
25 Ordinance would have been passed if such illegal, invalid or
26 unconstitutional provisions, sentence, clause, section or part
27 had not been included herein, and if the person or circumstances
28 to which this Ordinance or any part hereof are inapplicable had
29 been specifically exempted herefrom.

30 Section 12. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council
32 of Harford County, Maryland, by administrative resolution, may

1 change the amount of Bonds to be sold but not in excess of
2 One Million Six Hundred Thousand Dollars (\$1,600,000), provide
3 for the maturity schedule of the Bonds, the interest payable
4 on the Bonds, the date of the Bonds, the dates of payment of
5 interest and principal on the Bonds, provide for prepayment
6 provisions with respect to payment of the Bonds prior to their
7 maturity and provide for the execution of any and all agreements
8 necessary or appropriate to accomplish the issuance and sale of
9 the Bonds, in the manner herein described or in any other manner
10 consistent with Sections 266A to 266I, inclusive, of
11 Article 41 of the Annotated Code of Maryland (1978 Repl.
12 Vol., 1981 Cum. Suppl), so long as the County has no pecuniary
13 liability with respect to the payment of principal and interest
14 on the Bonds.

15 Section 13. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
17 the County, including the expenses of private attorneys
18 employed by the County in connection with the issuance and
19 sale of the Bonds shall be paid by the Industrial Concern.

20 Section 14. BE IT FURTHER ENACTED BY THE COUNTY
21 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
22 Building and the sale of the Bonds therefor shall not constitute
23 a capital project within the meaning of the Harford County
24 Charter or Code.

25 Section 15. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial Concern
27 shall pay or make arrangements for the payment of any taxes,
28 assessments or charges which may be lawfully levied, assessed
29 or charged against the Industrial Building and the land
30 underlying the Industrial Building, or, in the event such
31 charge may not be made due to ownership of legal title by
32 the County, the Industrial Concern agrees to make payments to or

1 make arrangements for the payment to the County of amounts
2 equal to taxes which the County would otherwise have the right
3 to assess.

4 Section 16. BE IT FURTHER ENACTED BY THE COUNTY
5 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
6 indemnity, defense and hold harmless agreement shall be
7 executed by both the Owner and the Industrial Concern, in form
8 and substance satisfactory to counsel for the County, as
9 provided in the LetterS of Intent, prior to the issuance of the
10 Bonds.

11 Section 17. BE IT FURTHER ENACTED BY THE COUNTY
12 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when issued,
13 shall be executed in the name of Harford County, Maryland, by
14 the facsimile or manual signature of the County Executive
15 of Harford County, Maryland, and a facsimile of the corporate
16 seal of the County shall be imprinted on each of the Bonds
17 attested by the manual signature of the Director of
18 Administration of Harford County. The facsimiles of said
19 signature and said seal shall be engraved, printed or
20 lithographed on each of the Bonds in accordance with and
21 pursuant to the authority of Section 13-18, inclusive,
22 of Article 31 of the Annotated Code of Maryland (1976 Repl.
23 Vol., 1981 Supp.).

24 Section 18. BE IT FURTHER ENACTED BY THE COUNTY
25 COUNCIL OF HARFORD COUNTY, MARYLAND, that the Bonds must be
26 issued and sold within six (6) months from the date on which
27 this Ordinance becomes law; provided, however, that the County
28 Council after a showing of good cause after a public hearing
29 held before the County Council prior to or after the expiration
30 of such six (6) month period, may extend the period during
31 which the Bonds may be issued and sold for such additional terms
32 not to exceed six (6) months from the date on which the first

1 six (6) month period expired. The County Council, in its
2 sole discretion, shall determine the sufficiency, or lack
3 thereof, of the reasons presented for any requested extension
4 of the six (6) month period. If an extension is granted, notice
5 of such extension and the reasons therefor must be sent to the
6 County Executive. If the Bonds are not issued and sold within
7 said six (6) month period or any approved extension thereof,
8 the authority provided in this Ordinance for the County to issue
9 and sell the Bonds shall expire.

10 Section 19. BE IT FURTHER ENACTED BY THE COUNTY
11 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance has
12 no financial impact on Harford County, Maryland and, therefore,
13 there is no requirement for a fiscal impact note.

14 Section 20. BE IT FURTHER ENACTED BY THE COUNTY
15 COUNCIL OF HARFORD COUNTY, MARYLAND that, this Ordinance is
16 declared to be an emergency measure affecting the public
17 health, safety or welfare and shall take effect on the date it
18 becomes law.

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20 EFFECTIVE: June 11, 1982
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BY THE COUNCIL

Read the third time, BILL NO. 82-34 (as amended)

Passed LSD 82-20 (June 8, 1982) (with amendments)~~XXXXXXXXXXXX~~

By order

Angela M. Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of June, 1982
at 3:00 o'clock P.M.

Angela M. Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Boran
County ExecutiveDate June 11, 1982

BY THE COUNCIL

This Bill (No. 82-34 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
June 11, 1982.

Angela M. Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. Liber 7 Folio 727 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 11, 1982

82-34
AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-35 (AS AMENDED)

Introduced by Councilwoman Risacher

Legislative Day No. 82-12Date April 20, 1982

AN EMERGENCY ACT authorizing and empowering Harford County, Maryland, to issue and sell its industrial development revenue bonds, to be designated "Harford County, Maryland Industrial Development Revenue Bonds (Edgewood Heights Apartments Project), Series B", in a principal amount not to exceed Five Hundred Thousand Dollars (\$500,000) pursuant to the provisions of Section 266A to 266I, inclusive of Article 41 of the Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum.Supp.), as amended, for the sole and exclusive purpose of financing the renovation and improvement of an industrial building in Harford County, Maryland pursuant to the provisions of Section 103(b)(4)(A) of the Internal Revenue Code of 1954, as amended, as provided in this Ordinance; making certain legislative findings among others, concerning the public benefit and purpose of such industrial development revenue bonds; providing that such industrial development bonds (a) shall be payable solely and only from (i) revenue derived from payments by Edgewood Heights Partnership, to Harford County, Maryland, on account of such loan, and (ii) any and all monies realized from the sale of the collateral as described herein, and (b) shall not constitute, within the meaning of any constitutional or Charter provision or otherwise, (i) indebtedness of Harford County, Maryland, or of any other political subdivisions, (ii) a charge against the general credit or taxing powers of Harford County, Maryland, or (iii) a capital

By the Council, April 20, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: May 18, 1982at: 6:45 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 18, 1982 and concluded on May 18, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW, [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-35 (AS AMENDED)

Introduced by Councilwoman Risacher

Legislative Day No. 82-12

Date April 20, 1982

of Harford County, Maryland, or laws of the State of Maryland; authorizing the private (negotiated) sale of such industrial development revenue bonds; prescribing certain details pertaining to such industrial development revenue bonds, including without limitation (a) the amount, date and maturity of such industrial development revenue bonds, (b) the interest rate to be paid on such industrial development revenue bonds, (c) the prepayment provisions, if any, relating to such industrial development revenue bonds, (d) the form and tenor of such industrial development revenue bonds and (e) the terms, conditions and security for such industrial development revenue bonds; and providing for approval by resolution of the Harford County Council of the form and contents and authorizing the execution and delivery of the various documents necessary or appropriate to effectuate the aforementioned sale of industrial development revenue bonds, and any change in the maturity schedule of the bonds, the interest rates payable, redemption feature of the Bonds and the amount of the industrial development revenue bonds to be sold (not exceeding \$500,000); and providing for the method(s) for determining the principal amount of the bonds not exceeding \$500,000, payment dates, maturity schedule, interest rates, prepayment penalties, denomination of bonds and the terms, conditions and security for the bonds including authorization, execution and

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

82-35
BILL NO. AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-35 (AS AMENDED)

Introduced by Councilwoman Risacher

Legislative Day No. 82-12

Date April 20, 1982

delivery of documents necessary or appropriate in connection with the bonds and/or the security therefor, pursuant to resolution(s) approved by the Harford County Council, SPECIFICALLY PROVIDING THAT THIS ORDINANCE IS CONTINGENT UPON THE APPROVAL OF THE COUNTY COUNCIL, PURSUANT TO APPROPRIATE ADMINISTRATIVE RESOLUTIONS, OF ALL SUCH DOCUMENTS and generally providing for and determining various matters in connection with the authorization, security, sale, and payment of such industrial development revenue bonds, indicating that this Ordinance has no financial impact on Harford County and further declaring this Ordinance to be an emergency measure.

By the Council, _____

Introduced, read first time, ordered posted and public hearing scheduled

on: _____

at: _____

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____ and concluded on _____.

_____, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill amendment.

1 COUNTY COUNCIL
2 OF
3 HARFORD COUNTY, MARYLAND

4 BILL NO. 82-35 (as amended)

5 Legislative Day No. 82-12 Date: April 20, 1982

6
7 BE IT ENACTED BY THE COUNTY COUNCIL OF HARFORD COUNTY
8 MARYLAND, THAT Harford County, Maryland is hereby authorized and
9 empowered to issue and sell its industrial development revenue
10 bonds to be designated "Harford County, Maryland Industrial
11 Development Revenue Bonds (Edgewood Heights Apartments Project),
12 Series B", in the principal amount not exceeding Five Hundred
13 Thousand Dollars (\$500,000), pursuant to the provisions of the
14 Annotated Code of Maryland (1973 Repl. Vol, 1981 Cum. Supp.),
15 as amended, in order to loan the proceeds thereof to Edgewood Heights
16 Partnership, a Colorado general partnership ("Industrial
17 Concern"), for the sole and exclusive purpose of financing the
18 renovation and improvement by the Industrial Concern of an
19 Industrial building in Harford County, Maryland, as provided in
20 this Ordinance; making certain legislative findings, among others,
21 concerning the public benefit and purpose of such industrial
22 development revenue bonds; providing that such industrial develop-
23 ment revenue bonds (a) shall be payable solely and only from (i)
24 revenues derived from payments by the Industrial Concern to
25 Harford County, Maryland, (ii) any and all monies realized
26 from the sale of collateral and (iii) any other funds available
27 for such purpose and (b) shall not ever constitute, within the
28 meaning of any constitutional or charter provision or otherwise,
29 (i) an indebtedness of Harford County, Maryland or of any other
30 political subdivision (ii) a charge against the general credit
31 or taxing powers of Harford County, Maryland; authorizing the
32 private (negotiated) sale of such industrial development

1 revenue bonds; prescribing certain details pertaining to such
2 industrial development revenue bonds, including (without limita-
3 tion) (a) that the amount, dates and maturity schedule of such
4 industrial development revenue bonds, the interest rate to be paid
5 on such industrial development revenue bonds, the prepayment
6 penalty provisions, if any, relating to such industrial develop-
7 ment revenue bonds, the denomination of the bonds, the terms,
8 conditions and security for such industrial development revenue
9 bonds, including the authorization, execution and delivery of
10 the various documents necessary or appropriate in connection with
11 such industrial development revenue bonds shall be approved by
12 resolution of the Harford County Council, and (b) the form and
13 tenor of such industrial development revenue bonds; and generally
14 providing for and determining various matters in connection with
15 authorization, issuance, security, sale and payment of such
16 industrial development revenue bonds; and providing for the
17 method(s) for determining the principal amount of the bonds not
18 exceeding \$500,000, payment dates, maturity schedules, interest
19 rates, prepayment penalties, denomination of bonds and the terms,
20 conditions and security for the bonds including authorization,
21 execution and delivery of documents necessary or appropriate in
22 connection with the bonds and/or the security therefor, pursuant
23 to resolution(s) approved by the Harford County Council.

24 RECITALS

25 Sections 266A to 266I, inclusive, of Article 41 of the
26 Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.)
27 as amended, (the "Act") empower all the Counties and Municipal-
28 ities of the State of Maryland to issue revenue bonds and to
29 loan the proceeds of sale of such revenue bonds to an industrial
30 concern to finance the acquisition (as defined in the Act) by
31 such industrial concern of industrial buildings (as defined in
32 the Act). The Act declares it to be the legislative purpose to

1 relieve conditions of unemployment in the State, to encourage
2 the increase of industry and a balanced economy in the
3 State, to assist in the retention of existing industry in
4 the State through the control, reduction or abatement of
5 pollution of the environment (where the proceeds of bonds are
6 used for that purpose), to promote economic development, to
7 promote natural resources and, in this manner, to promote the
8 health, welfare and safety of the residents of each of the
9 Counties and Municipalities of the State of Maryland.

10 Harford County, Maryland (the "County") has determined
11 to issue and sell its Harford County, Maryland Industrial
12 Development Bonds (Edgewood Heights Apartments Project), Series
13 B, in an amount not exceeding \$500,000 (the "Bonds") and to loan
14 (the "Loan") the proceeds of the Bonds to the Industrial Concern,
15 an industrial concern within the meaning of the Act, on the
16 terms and conditions set forth in agreements to be entered into
17 by and between the County, the Industrial Concern and others
18 (the "Agreements"), as provided by this Ordinance and in
19 resolutions to be passed from time to time by the County Council
20 of Harford County, Maryland in order to finance the improvement
21 and renovation (an "acquisition" within the meaning of the Act)
22 of a certain industrial building (the "Industrial Building") and
23 thereby relieve conditions of unemployment in the State of Mary-
24 land and in Harford County, Maryland and thus encourage economic
25 development and protect the health, welfare and safety of the
26 citizens of the State of Maryland and Harford County, Maryland.

27 The Bonds will be sold at private (negotiated) sale
28 to a purchaser ("Purchaser") to be approved by resolution of
29 the Harford County Council.

30 The Industrial Concern will execute and deliver or
31 cause to be executed and delivered (a) a deed of trust and/or
32 an assignment and security agreement conveying the Industrial

1 Building as security for the Loan (b) such other Agreements
2 as may be necessary or appropriate to accomplish the foregoing
3 and/or to provide security for the purchasers of the Bonds and
4 to indicate that the issuance and sale of the Bonds and the
5 execution and delivery of the Agreements are to be without any
6 liability of any kind on the part of the County.

7 The County received a Letter of Intent from the
8 Industrial concern dated APRIL 20, 1982 (the "INITIAL Letter of
9 Intent"), requesting the County to participate in the financing
10 of the renovation and improvement of the Industrial Building in
11 an amount not to exceed \$500,000. The Letter of Intent was
12 approved by the County Council of Harford County, Maryland
13 (the "County Council") by Resolution Number 31-32, adopted on
14 APRIL 20, 1982, subject to the adoption of this Ordinance.

15 THE COUNTY RECEIVED A SECOND LETTER OF INTENT FROM
16 THE INDUSTRIAL CONCERN DATED JUNE 1, 1982 (THE "SUPPLEMENTAL
17 LETTER OF INTENT") ADVISING THE COUNTY OF CERTAIN CHANGES IN
18 THE TERMS OF THE RENOVATION OF THE INDUSTRIAL BUILDING. THE
19 COUNTY COUNCIL APPROVED THE SUPPLEMENTAL LETTER OF INTENT BY
20 RESOLUTION NO. 44-82 ADOPTED ON JUNE 1, 1982 AND ACCEPTED BY
21 THE PRESIDENT OF THE COUNTY COUNCIL AND THE COUNTY EXECUTIVE
22 ON JUNE 1, 1982.

23 NOW, THEREFORE, in accordance with the terms and
24 provisions of the Act and the Charter of Harford County, Maryland:

25 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF
26 HARFORD COUNTY, MARYLAND that, acting pursuant to the Act,
27 it is hereby found and determined as follows:

28 1. The issuance and sale of the Bonds by the County
29 in order to lend the proceeds thereof to the Industrial Concern
30 pursuant to the Act for the sole and exclusive purpose of
31 financing the renovation and improvement of the Industrial
32 Building (within the meaning of the Act) will facilitate and

1 expedite such renovation and improvement of the Industrial Build-
2 ing by the Owner. The Industrial Building will consist of the
3 Edgewood Heights Apartments Complex containing land (described
4 in Exhibit 1) improved by one-story, concrete block residential
5 apartments, a 14,000 square foot building used as a maintenance
6 facility, and open space to be developed to provide an additional
7 250 units of new multi-family housing. The proceeds of sale
8 of the Bonds shall be used exclusively for the renovation
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1 and improvement of the Industrial Building as set forth in the
2 Letters of Intent or for such other purposes as may be approved by
3 administrative resolution of the Harford County Council

4 2. The financing of the renovation and improvement
5 of the Industrial Building as provided in this Ordinance will
6 promote the declared legislative purposes of the Act by (a)
7 sustaining jobs and employment, thus relieving conditions of
8 unemployment in the State of Maryland and in Harford County,
9 Maryland; (b) encouraging the increase of industry and a
10 balanced economy in the State of Maryland and in Harford
11 County, Maryland; (c) assisting in the retention of existing
12 industry in the State of Maryland and in Harford County,
13 Maryland; (d) promoting economic development; and (e) promoting
14 the health, welfare and safety of the residents of Harford
15 County, Maryland and in the State of Maryland; and it is further
16 declared that an emergency exists in the County with respect to
17 a need for housing for persons of low or moderate income and a
18 need to increase economic and industrial development.

19 3. It is in the best interests of the citizens of
20 the County to finance the renovation and improvement of the
21 Industrial Building by a loan to the Industrial Concern.

22 4. Neither the Bonds nor the interest thereon will
23 constitute (a) a general obligation of the County or (b) a
24 charge against or pledge of the general credit or taxing
25 powers of the County within the meaning of the Constitution
26 of Maryland or any constitutional, statutory or charter
27 provision or limitation, and neither shall ever constitute
28 or give rise to any pecuniary liability on the part of the
29 County. The principal of and interest on the Bonds shall be
30 payable from and secured by (a) an assignment of the revenues
31 realized and the collateral pledged, under the Loan Agreement;
32 and (b) such other Agreements as may be necessary or appropriate.

1 The principal amount of the Loan and the repayments to be made
2 by the Industrial Concern pursuant to the Loan Agreement author-
3 ized will be paid directly to the purchaser of the Bonds. No
4 such monies will be commingled with the County's funds or will
5 be subject to the absolute control of the County, but only to
6 such limited supervision and checks as are deemed necessary
7 or desirable by the County to insure that the proceeds of
8 the Bonds are used to accomplish the public purpose of the Act
9 and this Ordinance. The transactions authorized hereby do not
10 constitute the acquisition of property for public use or the
11 purchase of equipment for public use. The public purposes
12 expressed in the Act are to be achieved by facilitating the
13 renovation and improvement of the Industrial Building by the
14 Industrial Concern.

15 5. The security for the Bonds shall be solely and
16 exclusively (a) the absolute, irrevocable and unconditional
17 obligation of the Industrial Concern to make the payments
18 required by the Loan Agreement and (b) monies realized from
19 any and all collateral (including the Industrial Building)
20 pledged as security for the Loan.

21 6. None of the receipts and revenues of the County
22 from the Bonds or the Agreements shall be set aside as a
23 depreciation account (as described in the Act).

24 7. The best interest of the County will be served
25 by selling the Bonds to the purchaser approved by administrative
26 resolution of the Harford County Council at private (negotiated)
27 sale, as authorized by the Act, upon the terms and conditions
28 approved by the County as set forth in this Ordinance.

29 SECTION 2. BE IT FURTHER ENACTED BY THE COUNTY
30 COUNCIL OF HARFORD COUNTY, MARYLAND that subject to the
31 provisions of this Ordinance, the County is authorized and
32 empowered, pursuant to the Act, to issue and sell its Harford

1 County, Maryland Industrial Development Revenue Bonds (Edgewood
2 Heights Apartments Project), Series B, in a principal amount not
3 to exceed Five Hundred Thousand Dollars (\$500,000), such Bonds
4 to be solely and exclusively payable from revenue derived by
5 the County from payments on the Loan by the Industrial Concern,
6 and secured as provided herein. The Bonds shall be designated
7 "Harford County, Maryland Industrial Development Revenue Bonds
8 (Edgewood Heights Apartments Project) Series B", shall bear
9 interest and be payable as provided in subsequent administrative
10 resolutions approved by the Harford County Council, and shall be
11 in substantially the form as may be approved by administrative
12 resolutions of the Harford County Council.

13 SECTION 3. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, in consideration
15 of the purchase and acceptance of the Bonds by those who
16 shall hold the same from time to time, (i) this Ordinance
17 shall be deemed to be and shall constitute a contract between
18 the County and the holder from time to time of the Bonds; and
19 (ii) the agreements described herein and the covenants to be
20 performed by or on behalf of the County shall be for the benefit,
21 protection and security of the holder of the Bonds.

22 SECTION 4. BE IT FURTHER ENACTED BY THE COUNTY
23 COUNCIL OF HARFORD COUNTY, MARYLAND that, simultaneously
24 with the issuance and sale of the Bonds, the County will,
25 pursuant to the terms of the Agreements and the Act, cause
26 the proceeds of sale thereof to be applied to the renovation
27 and improvement of the Industrial Building in accordance with
28 the provisions of the Act, this Ordinance and agreements to be
29 approved by the Resolutions.

30 The proceeds of the Bonds shall be advanced as
31 provided in the Agreements and, in order to insure that such
32 proceeds will be used for the purposes set forth in the Act,

1 the County shall cause such proceeds to be deposited with a
2 Trustee (the "Trustee"), and as provided in the Agreements,
3 the Trustee may hold, invest and disburse such proceeds as
4 herein and in the Agreements provided.

5 SECTION 5. BE IT FURTHER ENACTED BY THE COUNTY
6 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County covenants
7 that it will promptly pay the principal of and interest on the
8 Bonds and premium, if any, at the place, on the dates and in
9 the manner provided in this Ordinance and in the Bonds according
10 to their true intent and meaning; provided that the Bonds,
11 together with interest thereon, shall be the limited obligation
12 of the County payable solely from the monies derived from (a)
13 the Agreements and the sale of any collateral pledged thereunder,
14 and (b) all other security referred to in this Ordinance, and
15 shall be a valid claim of the holder thereof only against such
16 monies, which monies shall be used for no other purpose than
17 to pay the principal of and interest on the Bonds and expenses
18 authorized by the Act (except as may be otherwise expressly
19 authorized in this Ordinance). Neither the Bonds nor the
20 interest payable thereon shall ever constitute an indebtedness
21 or a charge against the general credit or taxing powers of the
22 County within the meaning of any constitutional or charter
23 provision or statutory limitation and neither shall ever
24 constitute or give rise to any pecuniary liability of the
25 County.

26 SECTION 6. BE IT FURTHER ENACTED BY THE COUNTY
27 COUNCIL OF HARFORD COUNTY, MARYLAND that, payment of the Bonds
28 and the interest thereon shall be made to the holder(s) of the
29 Bonds or their agents at the address to be set forth in the
30 Agreements, in immediately available funds. Interest on the
31 Bonds shall be calculated on the basis of a 360-day year factor
32 to be applied to actual days elapsed. If any principal and/or

1 interest payment on the Bonds falls due on a Saturday, Sunday
2 or public holiday at the place of payment thereof, then such date
3 shall be extended to the next succeeding full banking day at such
4 place.

5 When the principal of and interest on the Bonds shall
6 have been fully paid, the Bonds shall forthwith be surrendered
7 to the Bond Registrar for cancellation.

8 SECTION 7. BE IT FURTHER ENACTED BY THE COUNTY
9 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds shall be
10 registered as to both principal and interest.

11 The Bonds shall be in the denomination of One Thousand
12 Dollars (\$1,000) each or in such other denomination as may be
13 approved in the Resolution(s) adopted by the Harford County
14 Council.

15 SECTION 8. BE IT FURTHER ENACTED BY THE COUNTY
16 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County intends
17 to assist in the financing of the Industrial Building for the
18 Industrial Concern in an amount not to exceed Five Hundred
19 Thousand Dollars (\$500,000) as described generally in the Letters
20 of Intent, by authorizing the issuance and sale of the Bonds
21 pursuant to the Act, and by using the proceeds thereof for
22 the purposes described in this Ordinance and in the Agreements
23 for financing of the renovation and improvement of the Industrial
24 Building, including the Loan Agreement and other documents as may
25 be approved by Resolutions adopted by the Harford County Council,
26 the Bond to be secured solely as hereinabove provided in this
27 Ordinance. The Ordinance is adopted as a material inducement
28 to the Industrial Concern to renovate and improve the Industrial
29 Building.

30 SECTION 9. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the execution and
32 delivery of the Bonds, the Agreements, and all other documents

1 necessary to evidence and secure the Bonds and the Agreements
2 are hereby authorized. NOTWITHSTANDING THE FOREGOING
3 AUTHORIZATION TO EXECUTE AND DELIVER ALL NECESSARY DOCUMENTS
4 IN CONNECTION WITH THE BONDS, THIS ORDINANCE IS SPECIFICALLY
5 CONTINGENT UPON THE APPROVAL BY THE COUNTY COUNCIL PURSUANT TO
6 APPROPRIATE ADMINISTRATIVE RESOLUTION, OF ALL SUCH NECESSARY
7 DOCUMENTS OR ANY OTHER DOCUMENTS THAT BOND COUNSEL DEEMS
8 APPROPRIATE. The Bonds and other Agreements shall
9 be executed on behalf of the County by the County Executive
10 of the County by his signature, and the corporate seal of
11 the County shall be impressed or otherwise reproduced thereon
12 and attested by the Director of Administration of the County
13 by his manual signature. In case any officer whose signature
14 shall appear on the Bonds or any of the aforesaid documents
15 shall cease to be such officer before the delivery of the Bonds
16 or any of the other documents aforesaid, such signature shall
17 nevertheless be valid and sufficient for all purposes, the
18 same as if such officer had remained in office until delivery.
19 The County Executive, the Director of Administration and other
20 officials of the County shall do all such acts and things and
21 execute such supporting documents and certificates as may be
22 necessary to carry out and comply with the provisions hereof.
23 Before the execution and delivery of the Bonds by the County
24 Executive the County shall have received a certificate signed
25 by the Purchaser and satisfactory to counsel for the County
26 stating that (a) the Purchaser has purchased the Bond as a
27 commercial investment and not with a view to redistribute the
28 same to the general public, and (b) the Purchaser has not relied
29 upon the County or its agents for or received from the County
30 or its agents any information concerning the financial
31 condition or other information of Edgewood Heights Partnership.
32

1 SECTION 10. BE IT FURTHER ENACTED BY THE COUNTY
2 COUNCIL OF HARFORD COUNTY, MARYLAND that, the provisions of
3 this Ordinance are severable, and if any provision, sentence,
4 clause, section or part thereof is held illegal, invalid or
5 unconstitutional or inapplicable to any person or circumstances,
6 such illegality, invalidity, unconstitutionality or
7 inapplicability shall not affect or impair any of the remaining
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1 provisions, sentences, clauses, sections, or parts of this
2 Ordinance or their application to other persons or circumstances.
3 It is hereby declared to be the legislative intent that this
4 Ordinance would have been passed if such illegal, invalid or
5 unconstitutional provisions, sentence, clause, section or part
6 had not been included herein, and if the person or circumstances
7 to which this Ordinance or any part hereof are inapplicable had
8 been specifically exempted herefrom.

9 SECTION 11. BE IT FURTHER ENACTED BY THE COUNTY
10 COUNCIL OF HARFORD COUNTY, MARYLAND that, the County Council
11 of Harford County, Maryland, by administrative resolution, may
12 change the amount of Bonds to be sold but not in excess of
13 Five Hundred Thousand Dollars (\$500,000), provide for the
14 maturity schedule of the Bonds, the interest payable on the Bonds,
15 the date of the Bonds, the dates of payment of interest and
16 principal on the Bonds, provide for prepayment provisions with
17 respect to payment of the Bonds prior to their maturity and
18 provide for the execution of any and all agreements necessary
19 or appropriate to accomplish the issuance and sale of the Bonds,
20 in the manner herein described or in any other manner consistent
21 with Sections 266A to 266I, inclusive, of Article 41 of the
22 Annotated Code of Maryland (1978 Repl. Vol., 1981 Cum. Supp.),
23 so long as the County has no pecuniary liability with respect
24 to the payment of principal and interest on the Bonds.

25 SECTION 12. BE IT FURTHER ENACTED BY THE COUNTY
26 COUNCIL OF HARFORD COUNTY, MARYLAND that, all expenses of
27 the County, including the expenses of private attorneys employed
28 by the County in connection with the issuance and sale of the
29 Bonds shall be paid by the Industrial Concern.

30 SECTION 13. BE IT FURTHER ENACTED BY THE COUNTY
31 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Industrial
32 Building and the sale of the Bonds therefor shall not constitute

1 a capital project within the meaning of the Harford County
2 Charter or Code.

3 SECTION 14. BE IT FURTHER ENACTED BY THE COUNTY
4 COUNCIL OF HARFORD COUNTY, MARYLAND that the Industrial Concern
5 shall pay or make arrangements for the payment of any taxes,
6 assessments or charges which may be lawfully levied, assessed
7 or charged against the Industrial Building and the land under-
8 lying the Industrial Building, or, in the event such charge
9 may not be made due to ownership of legal title by the County,
10 the Industrial Concern agrees to make payments to or make
11 arrangements for the payment to the County of amounts equal to
12 taxes which the County would otherwise have the right to assess.

13 SECTION 15. BE IT FURTHER ENACTED BY THE COUNTY
14 COUNCIL OF HARFORD COUNTY, MARYLAND that, an appropriate
15 indemnity, defense and hold harmless agreement shall be executed
16 by the Industrial Concern, in form and substance satisfactory
17 to counsel for the County, as provided in the Letters of Intent
18 prior to the issuance of the Bonds.

19 SECTION 16. BE IT FURTHER ENACTED BY THE COUNTY
20 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds, when issued,
21 shall be executed in the name of Harford County, Maryland, by
22 the facsimile or manual signature of the County Executive of
23 Harford County, Maryland and a facsimile of the corporate seal
24 of the County shall be imprinted on each of the Bonds attested
25 by the manual signature of the Director of Administration of
26 Harford County. The facsimiles of said signature and said seal
27 shall be engraved, printed or lithographed on each of the Bonds
28 in accordance with and pursuant to the authority of Section 13-13,
29 inclusive, of Article 31 of the Annotated Code of Maryland
30 (1976 Repl. Vol., 1981 Supp.).

31 SECTION 17. BE IT FURTHER ENACTED BY THE COUNTY
32 COUNCIL OF HARFORD COUNTY, MARYLAND that, the Bonds must be

1 issued and sold within six (6) months from the date on which
2 this Ordinance becomes law; provided, however, that the County
3 Council after a showing of good cause after a public hearing
4 held before the County Council prior to or after the expiration
5 of such six (6) month period, may extend the period during
6 which the Bonds may be issued and sold for such additional
7 terms not to exceed six (6) months from the date on which the
8 first six (6) month period expired. The County Council, in its
9 sole discretion, shall determine the sufficiency, or lack
10 thereof, of the reasons presented for any requested extension
11 of the six (6) month period. If an extension is granted,
12 notice of such extension and the reasons therefor must be sent
13 to the County Executive. If the Bonds are not issued and sold
14 within said six (6) month period or any approved extension thereof,
15 the authority provided in this Ordinance for the County to issue
16 and sell the Bonds shall expire.

17 SECTION 18. BE IT FURTHER ENACTED BY THE COUNTY
18 COUNCIL OF HARTFORD COUNTY, MARYLAND that, this Ordinance has
19 no financial impact on Hartford County, Maryland and, therefore,
20 there is no requirement for a fiscal impact note.

21 SECTION 19. BE IT FURTHER ENACTED BY THE COUNTY
22 COUNCIL OF HARTFORD COUNTY, MARYLAND that, this Ordinance is
23 declared to be an emergency measure affecting the public health,
24 safety or welfare, as found and determined in Section 1 of this
25 Ordinance and shall take effect on the date it becomes law.

26 EFFECTIVE: June 11, 1982
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BY THE COUNCIL

Read the third time, BILL NO. 82-35 (as amended)

Passed LSD 82-20 (June 8, 1982) (with amendments)~~Failed of Passage~~

By order

Angela Markowski, SecretarySealed with the County Seal and presented to the County Executive
for his approval this 9th day of June, 1982
at 3:00 o'clock P.M.Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brangan
County Executive
Date June 11, 1982

BY THE COUNCIL

This Bill (No. 82-35 (as amended), having been approved by
the Executive and returned to the Council, becomes law on
June 11, 1982.Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D. Claborn 7 Folio 248 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EIVE DATE: June 11, 19

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 82-36

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-15

Date May 11, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the General Fund Reserve for Contingency for the current fiscal year; to provide funds for the Circuit Court of Harford County to pay for expenditures incurred for the Change of Venue in the case of State of Maryland versus Deno Constantine Kanaras.

By the Council, May 11, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: June 8, 1982

at: 7:30 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 8, 1982 and concluded on June 8, 1982.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-36

WHEREAS, the County Executive has recommended a supplemental appropriation to the current expense budget for the fiscal year ending June 30, 1982, in accordance with Section 517 of the Charter of Harford County, Maryland; and

WHEREAS, such funds are necessary for the Circuit Court of Harford County to pay for expenditures incurred for the Change of Venue in the case of State of Maryland versus Deno Constantine Kanaras; and

WHEREAS, the Treasurer has certified that such funds are available for appropriation.

NOW, THEREFORE,
Section 1. *Be It Enacted By The County Council of Harford County, Maryland*, that the current expense budget for fiscal year ending June 30, 1982, be, and it is hereby amended by making an appropriation from the General Fund Reserve for Contingency in the below listed amounts for the purpose detailed:

Appropriation:

From: General Fund Reserve for Contingency

Account No. 70-13-17-00-01-00-07-01.....\$4,394.00

Total Funds Requested.....\$4,394.00

To: General Fund

Circuit Court

Account No. 70-01-12-00-01-00-08-04.....\$4,394.00

Total Funds Appropriated.....\$4,394.00

Section 2. *And Be It Further Enacted*, that this Act is hereby declared to be an Emergency Act so that the invoice may be paid this fiscal year, and shall take effect on the date it becomes law.

EFFECTIVE: June 11, 1982

The Secretary of the Council does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Angela Markowski

82-36

BY THE COUNCIL

Read the third time, BILL NO. 82-36

Passed LSD 82-20 (June 8, 1982) ~~(with amendments)~~~~EXHIBIT EXHIBIT~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of June, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Borczyk
County ExecutiveDate June 11, 1982

BY THE COUNCIL

This Bill (No. 82-36), having been approved by the Executive
and returned to the Council, becomes law on June 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. Liber 7 Folio 767 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 11, 1982

82-36

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-37

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-15 Date May 11, 1982

AN EMERGENCY ACT to provide for the transfer of appropriations and funds between Capital Projects in the 1981-82 Water and Sewer Capital Fund; to provide that certain funds be transferred from the Aberdeen By-Pass Water Line and the Perryman Booster Station to the Winters Run Interceptor Project; to provide monies for construction of the Winters Run Interceptor, Section I Project. The developer will provide fifty percent (50%) of the funding.

By the Council, May 11, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: June 8, 1982

at: 7:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 8, 1982 and concluded on June 8, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO.

82-37

1 WHEREAS, the County Executive has recommended that
2 certain appropriations be transferred between certain Capital
3 Projects in the 1981-82 Capital Water and Sewer Fund; and

4 WHEREAS, Sections 516 and 521 of the Charter of
5 Harford County, Maryland, require that such transfers be
6 authorized by legislative act of the County Council; and

7 WHEREAS, this request for a transfer conforms with
8 Sections 516, 519 and 521 of the Charter of Harford County,
9 Maryland.

10 NOW, THEREFORE,

11 Section 1. *Be It Enacted By The County Council of Harford County*
12 *Maryland*, that the 1981-82 Capital Water and Sewer Fund, be, and
13 it is hereby amended by making an intra-budget transfer of
14 appropriations and funds in the below listed amounts for the
15 purpose detailed:

16 Transfer of Appropriations and Funds:

17 From: Department of Public Works

18 Water and Sewer Capital Fund

19 Aberdeen By-Pass Water Line

20 Account No. 81-03-03-63-44-03-03-10.....\$164,000.00

21 Perryman Booster Station

22 Account No. 81-03-03-63-79-03-03-10.....\$136,000.00

23 Subtotal.....\$300,000.00

24 To: Department of Public Works

25 Water and Sewer Capital Fund

26 Winters Run Interceptor Section I

27 Account No. 81-03-02-61-37-01-03-11.....\$ 5,000.00

28 81-03-02-61-37-03-03-11.....\$295,000.00

29 Subtotal.....\$300,000.00

30 Total Transfer of Appropriations and Funds..\$300,000.00

1 Transfer of Appropriation:

2 From: Department of Public Works

3 Water and Sewer Capital Fund

4 Industrial Expansion Sewer

5 Account No. 81-03-02-63-81-03-03-10.....\$300,000.00

6 Total Appropriation Request.....\$300,000.00

7 To: Department of Public Works

8 Water and Sewer Capital Fund

9 Winters Run Interceptor Section I

10 Account No. 81-03-02-61-37-03-03-11.....\$300,000.00

11 Total Appropriation Transferred.....\$300,000.00

12 Funding Source:

13 Department of Public Works

14 Water and Sewer Capital Fund

15 Winters Run Interceptor Section I

16 Developer's Funding

17 Account No. 21-00-03-50-00-00-00-00.....\$300,000.00

18 Total Developer's Funds.....\$300,000.00

19 Section 2. *And Be It Further Enacted*, that this Act is hereby
20 declared to be an Emergency Act, necessary for the protection
21 of the public health, safety and welfare and to advertise the
22 project for bids and start construction and shall take effect
23 on the date it becomes law.

24 EFFECTIVE: June 11, 1982

25
26 The Secretary of the Council does hereby
27 certify that fifteen (15) copies of this Bill
28 are immediately available for distribution to
the public and the press.

29 Angela Markowski, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-37

Passed LSD 82-20 (June 8, 1982) ~~(with amendments)~~~~Failed to pass~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 9th day of June, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brang
County ExecutiveDate June 11, 1982

BY THE COUNCIL

This Bill (No. 82-37), having been approved by the Executive
and returned to the Council, becomes law on June 11, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. 7-11-83 770. Examined per
Douglas Chisout, Clerk, Harford Co.

EFFECTIVE DATE: June 11, 1982

82-37

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-38Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-16Date May 18, 1982

AN EMERGENCY ACT to repeal the Harford County Pay Plan and Classification Plan and Salary Grade Schedule, Harford County Ordinance No. 81-29 and 81-87 and to enact a new Classification Plan and Salary Grade Schedule and Pay Plan to stand in lieu of the Ordinances repealed; to provide pay plans for County employees, law enforcement personnel, judicial service employees, and State's Attorney's employees; to further provide for new position plans and salary grades for classified and exempt employees, Sheriff's Department, Circuit Court and State's Attorney's Office employees; all in accordance with Section 603 of the Charter; and to provide that this Act shall not be codified in the Harford County Code.

By the Council, May 18, 1982Introduced, read first time, ordered posted and public hearing scheduled
on: June 15, 1982at: 7:30 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 15, 1982
and concluded on June 15, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-38

Section 1. Be it Enacted by the County Council of Harford County, Maryland, that Harford County Ordinance Numbers 8129 and 8187, heading Harford County Pay and Classification Plan be, and they are hereby repealed and that new Pay Plans, Classification and Salary Grade Schedules, Exempt Plan and Grade Schedule, Judicial, State's Attorney and Sheriff's Department Plans and Schedules be, and they are hereby enacted to stand in lieu of the repealed Ordinances, all to read as follows:

HARFORD COUNTY
CLASSIFICATION PLAN

Schedule A	Grade
GENERAL ADMINISTRATION:	
Administrative Assistant I	S-06
Administrative Assistant II	S-08
Administrative Assistant III	S-09
Bus Driver	S-02
Buyer I	S-08
Buyer II	S-10
Coordinator, Office of the Commission for Women	M-10
Coordinator, Office on Aging	M-10
Crisis Intervention Worker	S-02
Assistant County Attorney	M-16
Deputy County Attorney	M-17
Deputy Director Civil Defense	M-10
Dispatcher (D.P.W)	S-05
Equal Opportunity Officer	S-06
Grants Coordinator	S-12
Grants Specialist I	S-06
Grants Specialist II	S-08
Human Relations Coordinator	M-10

82-38

1	Legal Assistant	S-09
2	Legislative Drafter	M-11
3	Legislative Research Assistant	S-06
4	Management Analyst	M-12
5	Management Assistant I	M-08
6	Management Assistant II	M-10
7	Management Assistant III	M-12
8	Motor Coach Driver	S-04
9	Nutrition Site Manager	S-01
10	Ombudsman	M-12
11	Outreach Worker	S-04
12	Personnel Analyst	S-10
13	Personnel Assistant	S-07
14	Personnel Clerk I	S-03
15	Personnel Clerk II	S-05
16	Personnel Clerk III	S-06
17	Personnel Specialist	S-08
18	Supervisor Nutrition Project	S-06
19	Telecommo-Graphics Operator	S-04
20	BUILDING MAINTENANCE:	
21	Building Maintenance Person	S-04
22	Building Maintenance Mechanic I	S-05
23	Building Maintenance Mechanic II	S-07
24	Building Maintenance Mechanic III	S-09
25	Building Supervisor	M-10
26	Chief Custodian	S-05
27	Custodian	S-01
28	Superintendent of Buildings and Grounds	M-12
29	CLERICAL:	
30	Clerk Stenographer I	S-03
31	Clerk Stenographer II	S-04
32		

82-38

1	Clerk Typist I	S-02
2	Clerk Typist II	S-03
3	Telecommo-Graphics Supervisor	S-05
4	Mail Room Clerk-Messenger	S-02
5	Office Aide	S-01
6	Secretary I	S-04
7	Secretary II	S-05
8	ENGINEERING:	
9	Chief Engineer (Hwy)	M-15
10	Chief Engineer (W&S)	M-15
11	Chief Construction Inspector (Hwys)	M-12
12	Chief Construction Inspector (W&S)	M-12
13	Chief Division of Engineering/Assistant Director	M-17
15	Chief Division of Highways	M-15
16	Chief Division of Solid Waste Management	M-15
17	Chief Division of Water and Sewer	M-15
18	Chief Materials and Testing	M-12
19	Chief Operation and Maintenance	M-13
20	Civil Engineer I	S-11
21	Civil Engineer II	M-13
22	Civil Engineer III	M-14
23	Construction Inspector I	S-07
24	Construction Inspector II	S-09
25	Construction Inspector III	S-11
26	Drafting Technician I	S-04
27	Drafting Technician II	S-06
28	Drafting Technician III	S-07
29	Drafting Technician IV	S-09
30	Engineering Associate I	S-07
31	Engineering Associate II	S-09
32	Engineering Associate III	S-11
	Engineering Associate IV	M-12

1	Engineering Records Technician	S-09
2	Material Inspector I	S-07
3	Material Inspector II	S-09
4	Material Inspector III	S-11
5	Rights-of-Way Agent	M-11
6	Traffic Engineer	M-13
7	TREASURY:	
8	Accountant	M-12
9	Account Clerk I	S-03
10	Account Clerk II	S-05
11	Account Clerk III	S-07
12	Budget Analyst	M-15
13	Cashier I	S-05
14	Cashier II	S-07
15	Chief of Accounting Operations	M-14
16	Computer Operator	S-06
17	Computer Operator Trainee	S-05
18	Comptroller	M-14
19	Data Entry Operator I	S-02
20	Data Entry Operator II	S-03
21	Data Entry Leader	S-04
22	Data Control Clerk	S-04
23	Data Processing Manager	M-16
24	Data Processing Supervisor	M-13
25	Assistant Comptroller	M-12
26	Deputy Treasurer	M-15
27	Internal Auditor I	S-10
28	Internal Auditor II	S-12
29	Programmer I Entry Level	S-07
30	Programmer Analyst I	M-09
31	Programmer Analyst II	M-11
32		

1	Senior Computer Operator	S-09
2	Supervisor of General Accounting	M-12
3	Supervisor of Water & Sewer Accounting	M-12
4	Systems Analyst	M-13
5	PARKS AND RECREATION:	
6	Activity Coordinator	S-11
7	Chief of Parks and Facilities	M-14
8	Chief of Recreation	M-14
9	Community Director	S-10
10	Community Leader	S-06
11	District Supervisor	M-12
12	Park Naturalist	S-08
13	Park Security Worker	S-05
14	Program Coordinator for the Handicapped	S-08
15	Supervisor of Maintenance (P&R)	M-12
16	PLANNING AND ZONING:	
17	Planner I	S-10
18	Planner II	S-12
19	Planner III	M-14
20	Planner IV	M-16
21	Planning Assistant I	S-08
22	Planning Assistant II	S-09
23	Urban Design Specialist	M-14
24	Zoning Administrator	M-13
25	Zoning Inspector I	S-07
26	Zoning Inspector II	S-09
27	PUBLIC SAFETY:	
28	Animal Control Warden I	S-04
29	Animal Control Warden II	S-05
30	Animal Control Warden III	S-06
31	Assistant Chief (Central Alarm)	M-08
32		

1	Central Records Administrator I	L-15
2	Central Records Administrator II	L-18
3	Central Records Clerk	L-07
4	Chief Animal Control Warden	M-07
5	Chief Deputy Sheriff	L-24
6	Chief Emergency Equipment Dispatcher	M-09
7	Clerk Dispatcher I	L-07
8	Clerk Dispatcher II	L-08
9	Cook	L-04
10	Correctional Officer I	L-07
11	Correctional Officer II	L-08
12	Correctional Officer III	L-10
13	Correctional Officer IV	L-13
14	Correctional Officer V	L-17
15	Correctional Officer VI	L-22
16	Correctional Officer VII	L-23
17	Deputy Sheriff I	L-08
18	Deputy Sheriff II	L-10
19	Deputy Sheriff III	L-15
20	Deputy Sheriff - Nurse	L-11
21	Deputy Sheriff IV	L-18
22	Deputy Sheriff V	L-20
23	Deputy Sheriff VI	L-22
24	Deputy Sheriff VII	L-23
25	Emergency Equipment Dispatcher I	S-06
26	Emergency Equipment Dispatcher II	S-07
27	Emergency Equipment Dispatcher III	S-08
28	Maintenance Supervisor I	L-10
29	Maintenance Supervisor II	L-13
30	Secretary I	L-04
31	Secretary II	L-07
32		

1	Security Guard	L-07
2	Steward I	L-10
3	Steward II	L-13
4	LABOR AND TRADES:	
5	Assistant Foreman (Hwys)	H-09
6	Assistant Foreman (W&S)	H-09
7	Assistant Foreman (P&R)	H-09
8	Assistant Sign Fabricator	S-04
9	Assistant Storekeeper	H-01
10	Automotive Equipment Supervisor	M-11
11	Automotive Mechanic I	H-09
12	Automotive Mechanic II	H-11
13	Automotive Mechanic Helper	H-06
14	Chauffeur - Laborer (Hwys)	H-05
15	Chauffeur - Laborer (P&R)	H-05
16	Chauffeur - Laborer (W&S)	H-05
17	Equipment Operator I	H-06
18	Equipment Operator II	H-08
19	Equipment Operator III	H-11
20	Flag Person	H-00
21	Foreman (Hwys)	M-09
22	Foreman (W&S)	M-09
23	Foreman (P&R)	M-09
24	Laboratory Technician	S-08
25	Laborer (Hwys)	H-00
26	Laborer (P&R)	H-00
27	Laborer (W&S)	H-00
28	Laborer (Hwys) - Grandfathered	H-01
29	Laborer (P&R) - Grandfathered	H-01
30	Laborer (W&S) - Grandfathered	H-01
31	Landfill Checker	S-01
32		

1	Lubrication Person	H-08
2	Maintenance Person	H-06
3	Maintenance Person (P&R)	H-06
4	Meter Mechanic	H-06
5	Plant Operator Trainee	S-05
6	Pumping Station Mechanic	S-08
7	Senior Waste Water Plant Operator	S-08
8	Senior Water Plant Operator	S-08
9	Sign Fabricator	S-07
10	Storekeeper	H-08
11	Storekeeper/Maintenance Mechanic (W&S)	H-10
12	Superintendent (Hwys - W&S)	M-13
13	Superintendent Hwys. Construction & Drainage	M-13
14	Superintendent Plant Operations	M-12
15	Superintendent Solid Waste Management	M-12
16	Supervisor Maintenance (Hwys. - W&S)	M-11
17	Supervisor Operations (W&S)	M-09
18	Tire Person	H-02
19	Tractor Trailer Operator	H-07
20	Trades Helper	H-01
21	Utility Person	H-10
22	Waste Water Plant Operator	S-07
23	Watchman	H-00
24	Water Plant Operator	S-07
25	INSPECTIONS:	
26	Building Inspector I	S-08
27	Building Inspector II	S-09
28	Building Inspector III	S-11
29	Chief Building Inspector	M-13
30	Chief Electrical Inspector	M-13
31	Chief Permits Clerk	M-09
32		

1	Chief Plumbing Inspector	M-13
2	Electrical Inspector I	S-08
3	Electrical Inspector II	S-09
4	Electrical Inspector III	S-11
5	Permits Clerk	S-07
6	Plans Reviewer	S-08
7	Plumbing Inspector I	S-08
8	Plumbing Inspector II	S-09
9	Plumbing Inspector III	S-11
10	Safety Officer (Division of Safety)	M-13
11	Safety Inspector	S-07
12	Sediment Control Inspector	S-08

EXEMPT PERSONNEL PLAN AND SALARY GRADES

Schedule B

16	County Attorney (Part-Time)	ES-38
17	Clerk	ES-10
18	Council Attorney (Part-Time)	ES-35
19	Director of Administration	ES-42
20	Director of Civil Defense & Emergency Preparedness	ES-37
22	Director of Community Services	ES-34
23	Director of Inspections, Licenses & Permits	ES-38
24	Director of Parks & Recreation	ES-38
25	Director of Planning & Zoning	ES-38
26	Director of Procurement	ES-36
27	Director of Public Works	ES-42
28	Executive Staff Director	ES-36
29	Personnel Officer	ES-36
30	Public Information Officer (Part-time, Temp)	ES-1
31	Legislative Liaison (Part-time)	ES-1

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1	Secretary:		
2	Procurement		ES-24
3	Personnel		ES-24
4	Community Services		ES-24
5	Administration		ES-26
6	Department of Public Works		ES-26
7	Treasurer		ES-26
8	County Executive		ES-27
9	County Attorney		ES-25
10	Permits, Licenses & Inspections		ES-25
11	Parks & Recreation		ES-25
12	Planning & Zoning		ES-25
13	Secretary of the Council		ES-33
14	Economic Development Director		ES-35
15	Treasurer		ES-42
16		Minimum Salary	Maximum Salary
17	People's Counsel	\$12,900	\$17,400
18	Zoning Hearing Examiner		
19	(Part-Time)	\$12,900	\$16,695
20	Associate Zoning Hearing Examiner (Part-Time)		\$15,635
21			
22	SPECIAL FUNDED POSITION AND SALARY GRADES		
23	Schedule C		
24	JUDICIAL:		
25	Assistant State's Attorney (Part-Time) 90%		ES-32
26	Assistant State's Attorney (Full-Time)		ES-33
27	Court Bailiff		ES-6
28	Court Reporter		ES-31
29	Deputy State's Attorney		ES-37
30	Jury Commissioner		ES-22
31	Law Clerk		ES-15
32			

1	Secretary (Judicial)	ES-25
2	Master in Equity	ES-34
3		
4		Minimum Salary Maximum Salary
5	Assistant to Jury Commissioner	\$4,100
6	Court Bailiff (Part-Time)	\$30.00 per day
7	Court Reporter (Part-Time)	\$4,900
8	Investigator-Coordinator	\$8,900
9	Law Intern (Part-Time)	\$4.20 per hour

10 (Note: The above positions are funded by Harford County pursuant
11 to State law and is included as a schedule of payments only;
12 above listed positions are not Harford County employment positions.)
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HARFORD COUNTY SALARY PAY SCHEDULE
CLASSIFIED MANAGEMENT/TECHNICAL SERVICE
EFFECTIVE JULY 1, 1982

Schedule D

Grade	1	2	3	4	5	6	7	8	9
M-01	10,499	10,747	10,996	11,283	11,567	11,745	11,890	12,066	12,209
M-02	10,996	11,283	11,567	11,925	12,245	12,423	12,601	12,779	12,959
M-03	11,567	11,925	12,245	12,601	12,959	13,137	13,351	13,528	13,742
M-04	12,245	12,601	12,959	13,351	13,742	13,956	14,135	14,382	14,597
M-05	12,959	13,351	13,742	14,135	14,597	14,810	15,062	15,276	15,525
M-06	13,742	14,135	14,597	15,062	15,525	15,775	16,023	16,308	16,594
M-07	14,597	15,062	15,525	16,023	16,558	16,844	17,127	17,414	17,735
M-08	15,525	16,023	16,558	17,127	17,699	18,020	18,340	18,662	18,981
M-09	16,558	17,127	17,699	18,340	18,981	19,303	19,661	20,017	20,373
M-10	17,699	18,340	18,981	19,661	20,373	20,727	21,121	21,512	21,906
M-11	18,981	19,661	20,373	21,121	21,906	22,297	22,725	23,153	23,617
M-12	20,373	21,121	21,906	22,725	23,581	24,045	24,507	24,971	25,470
M-13	21,906	22,725	23,581	24,507	25,470	25,969	26,468	27,004	27,538
M-14	23,581	24,507	25,470	26,468	27,503	28,072	28,645	29,213	29,820
M-15	25,470	26,468	27,503	28,617	29,784	30,389	30,994	31,637	32,314
M-16	27,503	28,607	29,784	30,994	32,279	33,205	33,912	34,632	35,346
M-17	29,784	30,994	32,279	33,482	34,737	35,388	36,052	36,730	37,421
M-18	32,279	33,482	34,737	36,052	37,421	38,126	38,847	39,580	40,330

HARFORD COUNTY SALARY PAY SCHEDULE
CLASSIFIED SERVICE
EFFECTIVE JULY 1, 1982

Schedule E									
Grade	1	2	3	4	5	6	7	8	*
S-01	10,945	11,318	11,556	11,827	12,099	12,268	12,406	12,575	12,709
S-02	11,454	11,827	12,099	12,439	12,744	12,914	13,084	13,253	13,423
S-03	12,066	12,439	12,744	13,084	13,423	13,593	13,797	13,966	14,170
S-04	12,710	13,084	13,423	13,797	14,170	14,374	14,544	14,781	14,984
S-05	13,424	13,797	14,170	14,544	14,984	15,188	15,426	15,630	15,868
S-06	14,171	14,544	14,984	15,426	15,868	16,106	16,342	16,613	16,886
S-07	15,053	15,426	15,868	16,342	16,853	17,124	17,395	17,667	17,973
S-08	15,969	16,342	16,853	17,395	17,938	18,245	18,549	18,856	19,161
S-09	17,021	17,395	17,938	18,549	19,161	19,466	19,806	20,146	20,486
S-10	18,176	18,549	19,161	19,806	20,486	20,823	21,197	21,570	21,945
S-11	19,433	19,806	20,486	21,197	21,945	22,318	22,725	23,132	23,574
S-12	20,824	21,197	21,945	22,725	23,540	23,983	24,423	24,864	25,339
S-13	22,352	22,725	23,540	24,423	25,339	25,815	26,289	26,800	27,309
S-14	24,050	24,423	25,339	26,289	27,276	27,819	28,363	28,904	29,482
S-15	25,916	26,289	27,276	28,337	29,448	30,026	30,601	31,213	31,857
S-16	27,954	28,327	29,448	30,601	31,824	32,706	33,379	34,065	34,745
S-17	30,228	30,601	31,824	32,970	34,165	34,785	35,417	36,063	36,722
S-18	32,597	32,970	34,165	35,417	36,722	37,394	38,078	38,778	39,492

* Step 8 with longevity

Schedule F

HARFORD COUNTY LAW ENFORCEMENT PAY SCHEDULE
EFFECTIVE JULY 1, 1982

Grade	1	2	3	4	5	6	7	8	9	10
L-01	11,676	11,996	12,354	12,747	13,139	13,531	13,780	13,993	14,207	14,456
L-02	11,996	12,354	12,747	13,139	13,531	13,993	14,207	14,456	14,669	14,921
L-03	12,354	12,747	13,139	13,531	13,993	14,456	14,669	14,921	15,170	15,455
L-04	12,747	13,139	13,531	13,993	14,456	14,921	15,170	15,419	15,705	15,954
L-05	13,139	13,531	13,993	14,456	14,921	15,419	15,705	15,954	16,238	16,524
L-06	13,531	13,993	14,456	14,921	15,419	15,954	16,238	16,524	16,809	17,095
L-07	13,993	14,456	14,921	15,419	15,954	16,524	16,809	17,095	17,416	17,736
L-08	14,456	14,921	15,419	15,954	16,524	17,095	17,416	17,700	18,022	18,377
L-09	14,921	15,419	15,954	16,524	17,095	17,700	18,022	18,341	18,698	19,055
L-10	15,419	15,954	16,524	17,095	17,700	18,341	18,698	19,021	19,376	19,832
L-11	15,954	16,524	17,095	17,700	18,341	19,021	19,376	19,732	20,123	20,517
L-12	16,524	17,095	17,700	18,341	19,021	19,732	20,123	20,481	20,874	21,302
L-13	17,095	17,700	18,341	19,021	19,732	20,123	20,570	21,027	21,496	21,973
L-14	17,700	18,341	19,021	19,732	20,123	20,570	21,027	21,496	21,973	22,464
L-15	18,341	19,021	19,732	20,123	20,570	21,027	21,496	21,973	22,464	22,954
L-16	19,021	19,732	20,123	20,570	21,027	21,496	21,973	22,464	22,954	23,469
L-17	19,732	20,123	20,570	21,027	21,496	21,973	22,464	22,954	23,469	23,836
L-18	20,123	20,570	21,027	21,496	21,973	22,464	22,954	23,469	23,836	24,210
L-19	20,570	21,027	21,496	21,973	22,464	22,954	23,469	23,836	24,210	24,589
L-20	21,027	21,496	21,973	22,464	22,954	23,469	23,836	24,210	24,589	24,937
L-21	21,496	21,973	22,464	22,954	23,469	23,836	24,210	24,589	24,937	25,329
L-22	22,464	22,954	23,469	23,836	24,210	24,589	24,937	25,329	25,725	26,457
L-23	22,954	23,469	23,836	24,210	24,589	24,937	25,329	25,725	26,457	27,208
L-24	23,469	23,836	24,210	24,589	24,937	25,329	25,725	26,457	27,208	27,985

HARFORD COUNTY EXEMPT SERVICE SALARY PLAN
EFFECTIVE JULY 1, 1982

Schedule G

Grade	1	2	3	4	5	6
ES-01	4,722	4,959	5,219	5,478	5,738	6,021
ES-02	4,959	5,219	5,478	5,738	6,021	6,328
ES-03	5,219	5,478	5,738	6,021	6,328	6,659
ES-04	5,478	5,738	6,021	6,328	6,659	6,990
ES-05	5,738	6,021	6,328	6,659	6,990	7,319
ES-06	6,021	6,328	6,659	6,990	7,319	7,698
ES-07	6,328	6,659	6,990	7,319	7,698	8,076
ES-08	6,659	6,990	7,319	7,698	8,076	8,477
ES-09	6,990	7,319	7,698	8,076	8,477	8,903
ES-10	7,319	7,698	8,076	8,477	8,903	9,351
ES-11	7,698	8,076	8,477	8,903	9,351	9,824
ES-12	8,076	8,477	8,903	9,351	9,824	10,320
ES-13	8,477	8,903	9,351	9,824	10,320	10,837
ES-14	8,903	9,351	9,824	10,320	10,837	11,382
ES-15	9,351	9,824	10,320	10,837	11,382	11,948
ES-16	9,824	10,320	10,837	11,382	11,948	12,539
ES-17	10,320	10,837	11,382	11,948	12,539	13,176
ES-18	10,837	11,382	11,948	12,539	13,176	13,814
ES-19	11,382	11,948	12,539	13,176	13,814	14,523
ES-20	11,948	12,539	13,176	13,814	14,523	15,231
ES-21	12,539	13,176	13,814	14,523	15,231	16,009
ES-22	13,176	13,814	14,523	15,231	16,009	16,814
ES-23	13,814	14,523	15,231	16,009	16,814	17,639
ES-24	14,523	15,231	16,009	16,814	17,639	18,536
ES-25	15,231	16,009	16,814	17,639	18,536	19,457
ES-26	16,009	16,814	17,639	18,536	19,457	20,426

Schedule G (continued)

Grade	1	2	3	4	5	6
ES-27	16,814	17,639	18,536	19,457	20,426	21,441
ES-28	17,639	18,536	19,457	20,426	21,441	22,527
ES-29	18,536	19,457	20,426	21,441	22,527	23,637
ES-30	19,457	20,426	21,441	22,527	23,637	24,842
ES-31	20,426	21,441	22,527	23,637	24,842	26,069
ES-32	21,441	22,527	23,637	24,842	26,069	27,367
ES-33	22,527	23,637	24,842	26,069	27,367	28,739
ES-34	23,637	24,842	26,069	27,367	28,739	30,177
ES-35	24,842	26,069	27,367	28,739	30,177	31,690
ES-36	26,069	27,367	28,739	30,177	31,690	33,270
ES-37	27,367	28,739	30,177	31,690	33,270	34,947
ES-38	28,739	30,177	31,690	33,270	34,947	36,691
ES-39	30,177	31,690	33,270	34,947	36,691	38,513
ES-40	31,690	33,270	34,947	36,691	38,513	40,450
ES-41	33,270	34,947	36,691	38,513	40,450	42,481
ES-42	34,947	36,691	38,513	40,450	42,481	44,606

(Note: ES grades and payments are also assigned to Judicial (Schedule C) for payment purposes only)

HARFORD COUNTY HOURLY PAY SCHEDULE
EFFECTIVE JULY 1, 1982

Schedule H

Grade	1	2	3	4	5	6
H-0	4.04 8,400	4.13 8,600	4.23 8,805	4.33 9,005	4.44 9,230	4.54 9,450
H-1	5.53 11,506	5.96 12,406	6.09 12,677	6.22 12,947	6.29 13,093	6.36 13,238
H-2	5.66 11,777	6.09 12,677	6.22 12,947	6.36 13,238	6.43 13,384	6.49 13,509
H-3	5.79 12,047	6.22 12,947	6.36 13,238	6.49 13,509	6.56 13,654	6.63 13,800
H-4	5.93 12,337	6.36 13,238	6.49 13,509	6.63 13,800	6.72 13,987	6.81 14,174
H-5	6.06 12,609	6.49 13,509	6.63 13,800	6.81 14,174	6.87 14,299	6.96 14,486
H-6	6.20 12,900	6.63 13,800	6.81 14,174	6.96 14,486	7.03 14,632	7.12 14,819
H-7	6.38 13,274	6.81 14,174	6.96 14,486	7.12 14,819	7.19 14,965	7.30 15,194
H-8	6.53 13,586	6.96 14,486	7.12 14,819	7.30 15,194	7.41 15,422	7.50 15,610
H-9	6.69 13,919	7.12 14,819	7.30 15,194	7.50 15,610	7.59 15,797	7.70 16,026
H-10	6.87 14,294	7.30 15,194	7.50 15,610	7.70 16,026	7.79 16,213	7.90 16,442
H-11	7.07 14,710	7.50 15,610	7.70 16,026	7.90 16,442	8.01 16,670	8.13 16,920

1 Section 2. *Be It Further Enacted*, that this Act shall not be
2 codified in the Harford County Code.

3 Section 3. *Be It Further Enacted*, that this Act is hereby
4 declared to be an Emergency Act, necessary for the proper
5 operation of the County government, and it shall become law
6 on the date it is signed by the County Executive; however, no
7 payments shall be made in accordance with this act until
8 July 1, 1982.

9 EFFECTIVE: June 17, 1982
10

11 *The Secretary of the Council does hereby*
12 *certify that fifteen (15) copies of this Bill*
13 *are immediately available for distribution to*
14 *the public and the press.*

15 *Angelo Markowski*, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-38

Passed LSD 82-21 (June 15, 1982) (~~with amendments~~)~~Failed on Passage~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 16th day of June, 19 82
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

John M. Ferraro
County ExecutiveDate June 17, 1982

BY THE COUNCIL

This Bill (No. 82-38), having been approved by the Executive
and returned to the Council, becomes law on June 17, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 1-11 1983 at 11:00 P. M.
Calliber 7 File 774 & examined per
H. Douglas Chikcoat, Clerk, Harford Co.

EFFECTIVE DATE: June 17, 1982

82-38

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-39Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-39 Date May 18, 1982

AN EMERGENCY ACT to make a supplemental appropriation from the
General Fund Reserve for Contingency for the
current fiscal year; to provide funds for legal
fees incurred in connection with the Zoning
Code.

By the Council, May 18, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: June 15, 1982at: 7:30 P.M.By Order: Angela Mardorovich, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on June 15, 1982
and concluded on June 15, 1982.

Angela Mardorovich, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-39

1 WHEREAS, the County Executive has recommended a
2 supplemental appropriation to the current expense budget for the
3 fiscal year ending June 30, 1982, in accordance with Section 517
4 of the Charter of Harford County, Maryland; and

5 WHEREAS, such funds are necessary to pay the legal
6 fees to Piper and Marbury incurred in connection with the
7 Zoning Code; and

8 WHEREAS, the Treasurer has certified that such funds
9 are available for appropriation.

10 NOW, THEREFORE,

11 Section 1. *Be It Enacted By The County Council of Harford County,*
12 *Maryland,* that the current expense budget for the fiscal year
13 ending June 30, 1982, be, and it is hereby amended by making an
14 appropriation from the General Fund Reserve for Contingency in
15 the below listed amounts for the purpose detailed:

16 Appropriation:

17 From: General Fund Reserve for Contingency

18 Account No. 70-13-17-00-01-00-07-01.....\$7,000.00

19 Total Funds Requested.....\$7,000.00

20 To: General Fund - County Council

21 Account No. 70-01-17-00-01-00-03-12.....\$7,000.00

22 Total Funds Appropriated.....\$7,000.00

23 Section 2. *And Be It Further Enacted,* that this Act is hereby
24 declared to be an Emergency Act, necessary for the preservation
25 of the public health, safety and welfare and is necessary to pay
26 the legal fees in the current fiscal year and shall take effect on
27 the date it becomes law.

28 EFFECTIVE: June 17, 1982

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*The Secretary of the Council does hereby
certify that fifteen (15) copies of this Bill
are immediately available for distribution to
the public and the press.*

Angela Markowski, Secretary

BY THE COUNCIL

Read the third time, BILL NO. 82-39

Passed LSD 82-21 (June 15, 1982) (~~with amendments~~)~~Failed of Passage~~

By order

Angela Marchese, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 16th day of June, 1982
 at 3:00 o'clock P.M.

Angela Marchese, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Barranger
 County Executive
Date June 17, 1978

BY THE COUNCIL

This Bill (No. 82-39), having been approved by the Executive
 and returned to the Council, becomes law on June 17, 1982.

Angela Marchese, Secretary

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
 H.D.C. Lib. 7 Folio 794 & examined per
 H. Douglas Chiscoat, Clerk, Harford Co.

EFFECTIVE DATE: June 17, 19

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-40 AS AMENDED

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 82-16 Date May 18, 1982

AN EMERGENCY ACT to add new Article VI, heading, Zoning Maps,
to Chapter 25, heading, Zoning, of the Harford
County Code, as amended; to provide that the
1982 zoning district maps, as provided for by
Article II, heading, Zoning Code, of Chapter 25,
be officially adopted; to provide for the
adoption of amendments to the zoning maps
and generally relating to zoning maps in
Harford County, Maryland.

By the Council, May 18, 1982

Introduced, read first time, ordered posted and public hearing scheduled
June 10, 1982 - Fallston High School Auditorium
on: June 16, 1982 - Aberdeen High School Auditorium
at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on June 10, 1982
and concluded on June 16, 1982.

Angela Markowski, Secretary

XPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-40
AS AMENDED

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland, that new Article VI, heading, Zoning Maps, be,*
3 *and it is hereby added to Chapter 25, heading, Zoning, of the*
4 *Harford County Code, as amended, all to read as follows:*

5 ARTICLE VI. ZONING MAPS.

6 SECTION 25-62. OFFICIAL HARFORD COUNTY ZONING MAPS.

7 (a) THE ZONING DISTRICTS, AS ESTABLISHED BY LAW, SHALL BE
8 PUBLISHED IN THE FORM OF OFFICIAL ZONING MAPS, AND THE MAPS SHALL
9 BE REFERRED TO AS THE "ZONING MAPS OF HARFORD COUNTY, MARYLAND."

10 (b) THE OFFICIAL ZONING MAPS SHALL DESIGNATE, IN A CLEAR
11 AND PRECISE MANNER, THE ZONING CLASSIFICATION OF ALL LAND IN
12 HARFORD COUNTY GOVERNED BY THE PROVISIONS OF ARTICLE II OF
13 CHAPTER 25.

14 (c) THE 1982 OFFICIAL ZONING MAPS SHALL BE THOSE MAPS
15 ATTACHED TO THIS ACT AND INCORPORATED HEREIN.

16 (d) ALL OFFICIAL ZONING MAPS SHALL BE CERTIFIED BY THE
17 SECRETARY OF THE COUNCIL AND SHALL BE PERMANENTLY KEPT ON FILE IN
18 THE DEPARTMENT OF PLANNING AND ZONING. THE MAPS SHALL BE MADE
19 AVAILABLE TO THE PUBLIC FOR PUBLIC INSPECTION DURING NORMAL
20 COUNTY BUSINESS HOURS, AND THE DEPARTMENT OF PLANNING AND ZONING
21 SHALL PROVIDE FOR THE SALE OF THE MAPS TO THE GENERAL PUBLIC.

22 (e) ZONING MAPS MAY BE AMENDED BY THE COUNTY COUNCIL,
23 PURSUANT TO APPLICABLE LAW AND RULES AND REGULATIONS.

24 ~~Section 2.---Be It Further Enacted, that this act shall take~~
25 ~~effect on September 1, 1982.~~

26 Section 2. Be It Further Enacted, that this act is an emergency
27 act, necessary for the health, safety, and welfare of the
28 citizens of Harford County, Maryland, and to coincide with
29 Council Bill No. 82-14, and shall take effect on September 1,
30 1982.

31 EFFECTIVE: September 1, 1982
32

BY THE COUNCIL

Read the third time.

Passed LSD 82-25 (July 20, 1982) (with amendments)~~Failed on first passage~~

By order

Angela Marlowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 21st day of July, 1982
at 3:00 o'clock P.M.

Angela Marlowski, Secretary

APPROVED:

BY THE EXECUTIVE

Thomas Branger
County Executive
Date July 23rd 1982

BY THE COUNCIL

This Bill (No. 82-40, as amended), having been approved by
the Executive and returned to the Council, becomes law on
July 23, 1982.

Angela Marlowski, Secretary

EFFECTIVE DATE: September 1, 1982

Rec'd & Recorded 1-11 1983 at 11:00 P.M.
H.D. C. Libon 7-1-1994 Examined per
Douglas Chmcoat, Clerk, Harford Co.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-41Introduced by Council President Hardwicke at the request
of the County ExecutiveLegislative Day No. 82-19 Date June 1, 1982

AN EMERGENCY ACT to make an appropriation of grant funds
to the Public Housing Agency from
unanticipated revenues received from
the State of Maryland Department of
Economic and Community Development;
to provide funds for housing assistance
payments for twenty (20) housing units
in the Section 8 Existing/Moderate -
Rehabilitation Program in Harford
County.

By the Council, June 1, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: July 6, 1982
at: 7:45 P.M.

By Order: Angelo Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on July 6, 1982
and concluded on July 6, 1982.

Angelo Markowski, Secretary

XPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-41

1 WHEREAS, the County Executive has recommended an
2 emergency appropriation of unanticipated grant revenues to the
3 County Budget for the fiscal year ending June 30, 1982, and
4 continuing thereafter in accordance with the terms of the grant;
5 and

6 WHEREAS, the funds are from the State of Maryland
7 Department of Economic and Community Development; and

8 WHEREAS, the funds shall be used to fund twenty (20)
9 housing units in the Section 8 Existing/Moderate - Rehabilitation
10 Program in Harford County; and

11 WHEREAS, the appropriation of the funds is in
12 accordance with the provisions of Section 518 of the Charter of
13 Harford County, Maryland.

14 NOW, THEREFORE,
15 Section 1. *Be It Enacted By The County Council of Harford*
16 *County, Maryland,* that the current expense budget for the fiscal
17 year ending June 30, 1982, be, and it is hereby amended by making
18 an emergency appropriation and expenditure from monies received
19 from the State government in the below listed amounts for the
20 purpose detailed:

21 Appropriation:

22 Grants Special Fund

23 Public Housing Agency

24 Section 8 Existing/Moderate Rehabilitation (1/25/82 - 6/30/83)

25 Admin. Accounts Receivable No. 28-00-03-80-15-05-00-00.. \$12,119

26 Sub-total \$12,119

27 HAP Accounts Receivable No. 28-00-03-80-15-06-00-00 \$95,057

28 Sub-Total \$95,057

29 Total Accounts Receivable\$107,176

30 Grants Special Fund

31 Public Housing Agency

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1 Section 8 Existing/Moderate Rehabilitation (1/25/82 - 6/30/83)

2 Adm. Expenditure Account No. 88-01-41-03-00-01-01-XX \$ 9,500

3 88-01-41-03-00-01-02-XX \$ 500

4 88-01-41-03-00-01-03-XX \$ 289

5 88-01-41-03-00-01-05-XX \$ 500

6 88-01-41-03-00-01-14-XX \$ 1,330

7 Sub-Total \$ 12,119

8 HAP Expenditure Account No. 88-01-41-03-01-01-03-XX \$ 95,057

9 Sub-Total \$ 95,057

10 Total Expenditure Account \$107,176

11 Section 2. *And Be It Further Enacted*, that this Act is hereby

12 declared to be an Emergency Act, necessary to make certain

13 housing units available for immediate occupancy of eligible

14 families and shall take effect on the date it becomes law.

15 EFFECTIVE: July 14, 1982

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18 The Secretary of the Council does hereby
19 certify that fifteen (15) copies of this Bill
20 are immediately available for distribution to
the public and the press.

21 Angela Markowski, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-41

Passed LSD 82-22 (July 6, 1982) ~~(with amendments)~~~~EXHIBIT EXHIBIT~~

By order

Angela M. Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 7th day of July, 1982
at 3:00 o'clock P.M.

Angela M. Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Parnas
County Executive
Date July 14, 1982

BY THE COUNCIL

This Bill (No. 82-41), having been approved by the Executive
and returned to the Council, becomes law on July 14, 1982.

Angela M. Markowski, Secretary

EFFECTIVE DATE: July 14, 1982

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D. Clerk: 7 800 examined per
H. Douglas Chiscoat, Clerk, Harford Co.

82-41

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-42

Introduced by Council President John W. Hardwicke at the request
of the Charter Review Board
Legislative Day No. 82-22 Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article II of the Charter of Harford County, Maryland, titled, Legislative Branch, by repealing and re-enacting Section 203 thereof, subtitled, Council to Act as a Body; to delete the provision that the Council shall have no power to create standing committees or delegate any of its functions or duties; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela Marduski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela Marduski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-42

The Secretary of the Council does hereby
certify that fifteen (15) copies of this bill
are immediately available for distribution to
the public and the press.

BOOK

7 DEC 805

82-42

Angela M. Markowski
Secretary

1 Section 1. Be It Enacted By The County Council of Harford
2 County, Maryland, that Article II, Section 203 of the Charter of
3 Harford County, Maryland, titled, Legislative Branch, subtitled,
4 Council to Act as a Body, be, and it is hereby repealed and re-
5 enacted with amendments, all to read as follows:

6 Article II. Legislative Branch.

7 Section 203. Council to Act as a Body. In all of its functions
8 and deliberations, the Council shall act as a body [and shall
9 have no power to create standing committees or to delegate any of
10 its functions or duties to a smaller number of its members than
11 the whole].

12 Section 2. And Be It Further Enacted, that before this Act
13 becomes effective, it shall first be submitted to a Referendum of
14 the legally qualified voters of Harford County in accordance with
15 Section 905 of the Charter of Harford County, Maryland, at the
16 General Election to be held in November of 1982. There shall be
17 printed on the ballots or ballot labels to be used at this
18 election the title of this Act, and underneath the title, on
19 separate lines, a square or box to the right of and opposite the
20 words, "For _____", and a corresponding square or box to the
21 right of and opposite the words, "Against _____", so that each
22 voter of the County may designate his or her decision for or
23 against the provisions of this Act. If a majority of the votes
24 cast in the election are "For _____", the provisions of this Act
25 shall become effective from and after the thirtieth (30th) day
26 following the election, but if a majority of the votes cast in
27 the election are "Against _____", the provisions of this Act
28 shall be of no effect and null and void.

29 Section 3. And Be It Further Enacted, that subject to the
30 provisions of Section 2 herein and for the sole purpose of
31 providing for the Referendum therein required, this Act shall
32 take effect on the date it becomes law.

EFFECTIVE: Subject to the provisions of this Bill,
December 3, 1982

82-42

BY THE COUNCIL

Read the third time, BILL NO. 82-42

Passed LSD 32-27 (August 10, 1982)

Failed of Passage _____

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 11th day of August, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas L. Larringer
County Executive
Date August 12, 1982

BY THE COUNCIL

This Bill (No. 82-42), having been approved by the Executive and returned to the Council, becomes law on August 12, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question A) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Angela Markowski
Secretary of the Council

Rec'd & Recorded 1-11 1983 at 1:00 P.M.
H.D.C. Liber 7 Folio 804 Examined per
J. Douglas C. Groat, Clerk, Harford Co.

EFFECTIVE DATE: December 3, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-45

Introduced by Council President John W. Hardwicke at the request
of the Charter Review Board

Legislative Day No. 82-22

Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article III, titled, Executive Branch, by repealing and re-enacting Section 312, subtitled, Director of Administration, and by repealing in its entirety Article X, titled, Transitional Provisions; to provide that the Director of Administration be the Budget Officer of the County; to further provide for the duties of the Budget Officer; to further provide for the deletion of the transitional provisions established at the inception of the Charter form of government in Harford County; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-45

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland*, that Article III, Section 312 of the Charter of
3 Harford County, Maryland, titled, Executive Branch, subtitled,
4 Director of Administration, be, and it is hereby repealed and re-
5 enacted with amendments, and that Article X, titled, Transitional
6 Provisions, shall be repealed in its entirety, all to read as
7 follows:

8 Article III. Executive Branch.

9 Section 312. Director of Administration. The County Executive
10 shall appoint a Director of Administration, subject to confirma-
11 tion by the Council as required by Section 223 of this Charter,
12 who shall be selected on the basis of his qualifications as a
13 professional administrator and shall serve at the pleasure of the
14 County Executive. The Director of Administration shall perform
15 administrative duties and exercise general supervision over the
16 agencies of the Executive Branch as the County Executive may
17 direct. Prior to assuming the duties of his office, he shall be
18 domiciled in the County. THE DIRECTOR OF ADMINISTRATION SHALL BE
19 THE BUDGET OFFICER. THE CHIEF BUDGET OFFICER OF THE COUNTY SHALL
20 CAUSE TO BE PREPARED AND SUBMITTED TO THE COUNTY EXECUTIVE FOR
21 APPROVAL AND SUBMISSION TO THE COUNCIL ALL COUNTY BUDGETS,
22 PREPARED IN THE MANNER AND FORM PROVIDED IN ARTICLE V OF THIS
23 CHARTER, AND SHALL STUDY THE ORGANIZATION, METHODS, AND PRO-
24 CEDURES OF EACH AGENCY OF THE COUNTY GOVERNMENT AND SUBMIT TO THE
25 COUNTY EXECUTIVE PERIODIC REPORTS ON THEIR EFFICIENCY AND ECONOMY.

26 [Article X. Transitional Provisions.

27 Section 1001. Nature of this Article. The provisions of this
28 Article relate to the transition from the existing Commissioner
29 form of government to the form of government provided in this
30 Charter. Where inconsistent with the foregoing Articles of this
31 Charter the provisions of this Article shall constitute exceptions
32 thereto.

1 Section 1002. Manner of Election of the First Council and the
2 First County Executive. In order that this Charter may become
3 operative promptly after it becomes law, the seven members of the
4 first Council and the first County Executive shall be elected at
5 a special election to be held on Tuesday, December 12, 1972. At
6 the time of this special election, five of the Councilmen shall
7 each reside in a different one of the five existing Commissioner
8 Districts. The County Executive, the President of the Council
9 and the Councilman-at-large may reside anywhere in the County.

10 Section 1003. Manner of Nomination of Candidates for the First
11 Council and the First County Executive. If authorized by a
12 public local law of the Maryland General Assembly nominations of
13 candidates for the first Council and first County Executive shall
14 be made by a party primary election to be held in conjunction
15 with the November 7, 1972, General Election or by petition, in
16 accordance with Article 33 of the Annotated Code of Maryland.

17 Section 1004. Alternative Provisions for Elections. In the
18 event that authority to implement the nominating procedures set
19 forth in Section 1003 of this Charter is not provided by the
20 Maryland General Assembly, Sections 1002 and 1003 of the Charter
21 shall be disregarded and the election procedures set forth in
22 Sections 1005 and 1006 of this Charter shall govern.

23 Section 1005. Alternative Manner of Election of First Council
24 and First County Executive. In order that this Charter may
25 become operative promptly after it becomes law, a special election
26 to elect the seven members of the first Council and the first
27 County Executive shall be held on Tuesday, January 23, 1973. At
28 the time of this special election, five of the Councilmen shall
29 each reside in a different one of the five existing Commissioner
30 Districts. The County Executive, the President of the Council,
31 and the Councilman-at-large may reside anywhere in the County.

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1 The ballot shall contain the names of the nominees in alphabetical
2 order for each of the eight respective offices, without any
3 indication of the source of their nomination or their affiliation.
4 Section 1006. Alternative Manner of Nomination of Candidates for
5 the First Council and the First County Executive. Nominations of
6 candidates for seats on the first Council and for the office of
7 the first County Executive shall be made by petition signed by at
8 least 300 qualified voters of Harford County. Nominating petitions
9 of candidates shall be filed in the office of the Board of
10 Supervisors of Elections not later than nine o'clock in the
11 evening on Tuesday, December 12, 1972. The form of the nominating
12 petition shall contain the name of the person nominated, the
13 address of his residence, his occupation or profession, and the
14 name of the office for which he shall have been nominated, his
15 acceptance of the nomination, and if elected he will serve. All
16 candidates shall pay to the Board of Supervisors of Elections a
17 filing fee of twenty-five dollars which shall not be returned to
18 the candidate if he withdraws.

19 Section 1007. Terms of Office of the First Council and of the
20 First County Executive. If the members of the first Council and
21 the first County Executive are elected on December 12, 1972,
22 their terms of office shall commence at noon on Thursday,
23 December 28, 1972, and shall expire at noon on the first Monday
24 in December, 1974. If the members of the first Council and the
25 first County Executive are elected on January 23, 1973, their
26 terms of office shall commence at noon on Monday, February 12,
27 1973, and shall expire at noon on the first Monday in December,
28 1974.

29 Section 1008. Compensation of the First County Executive. The
30 first County Executive shall receive compensation of twenty-seven
31 thousand, five hundred dollars per annum.
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1 Section 1009. Time Certain Articles Become Operative. Except as
2 otherwise expressly provided in this Charter, all the provisions
3 of Articles I through IX shall become operative at such time as
4 the majority of the members of the first Council and the first
5 County Executive take office.

6 Section 1010. The Existing County Commissioners. The County
7 Commissioners in office at the effective date of this Charter
8 shall continue to hold office until a majority of the members of
9 the first Council are elected and take office as provided in this
10 Charter or as may be provided by a law of the Maryland General
11 Assembly. During the time between the effective date of this
12 Charter and the time that a majority of the members of the first
13 Council take office, the County Commissioners shall exercise only
14 those powers and perform only those duties assigned to them
15 immediately prior to the effective date of this Charter. At the
16 time that a majority of the members of the first Council have
17 taken office, the office of County Commissioner shall cease to
18 exist in Harford County.

19 Section 1011. Additional Duties of the Director of Administration.
20 (a) In addition to the general duties set forth in Section
21 312 of this Charter, and until otherwise provided for in accordance
22 with Sections 313 and 402 of this Charter, the Director of
23 Administration shall be the Budget Officer.

24 (b) As the Chief Budget Officer of the County, he shall
25 cause to be prepared and submitted to the County Executive for
26 his approval and submission to the Council all County budgets,
27 prepared in the manner and form provided in Article V of this
28 Charter, and shall study the organization, methods and procedures
29 of each agency of the County government and submit to the County
30 Executive periodic reports on their efficiency and economy.
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1 Section 1012. Council Rules of Procedure. Within sixty days of
2 taking office, the first Council shall adopt and publish rules of
3 procedure as required by Section 217 of this Charter.

4 Section 1013. Competitive Bidding. Within eighteen months of
5 taking office, the first Council shall enact legislation establish-
6 ing procedures for competitive bidding as required by Section 525
7 of this Charter.

8 Section 1014. Personnel System. Within eighteen months of
9 taking office, the first Council shall establish a system of
10 personnel administration as required by Section 601 of this
11 Charter.

12 Section 1015. Code of Ethics. Within eighteen months of taking
13 office, the first Council shall enact a code of ethics as required
14 by Section 801 of this Charter.

15 Section 1016. Public Disclosure. Within eighteen months of
16 taking office, the first Council shall enact a public disclosure
17 law as required by Section 802 of this Charter.

18 Section 1017. Planning Advisory Board. Within sixty days of
19 taking office, the first County Executive shall appoint, subject
20 to confirmation by the Council, a Planning Advisory Board as
21 required by Section 406 of this Charter.

22 Section 1018. Public Works Advisory Board. Within sixty days of
23 taking office, the first County Executive shall appoint, subject
24 to confirmation by the Council, a Public Works Advisory Board as
25 required by Section 408 of this Charter.

26 Section 1019. Parks and Recreation Advisory Board. Within sixty
27 days of taking office, the first County Executive shall appoint,
28 subject to confirmation by the Council, a Parks and Recreation
29 Advisory Board as required by Section 410 of this Charter.

1 Section 1020. Personnel Advisory Board. Within sixty days of
2 taking office, the first County Executive shall appoint, subject
3 to confirmation by the Council, a Personnel Advisory Board as
4 required by Section 606 of this Charter.

5 Section 1021. Human Relations Commission. Within sixty days of
6 taking office, the first County Executive shall appoint, subject
7 to confirmation by the Council, a Human Relations Commission as
8 required by Section 411 of this Charter.

9 Section 1022. Heads of Newly Established Departments. Prior to
10 June 30, 1973, the County Executive shall appoint a single head
11 for each of the departments established by Article IV of this
12 Charter. Such appointments shall be made in accordance with the
13 provisions of this Charter.

14 Section 1023. Department of the Treasury. The establishment of
15 the Department of the Treasury provided for in Section 404 of
16 this Charter shall be held in abeyance until the office of
17 Treasurer of Harford County is abolished in accordance with
18 Section 1024 of this Charter.

19 Section 1024. Abolition of the Office of the Treasurer of
20 Harford County. The office of Treasurer of Harford County shall
21 stand abolished as of twelve o'clock midnight on April 30, 1975.
22 The duties, personnel, records, property, and equipment of said
23 office shall thereupon be transferred to the Department of
24 Treasury established by Sections 404 and 1023 of this Charter.

25 Section 1025. Abolition of Agencies. The following agencies
26 shall stand abolished at the time specified unless sooner abolished
27 by order of the County Executive:

28 (a) Planning and Zoning Commission. The Planning and
29 Zoning Commission shall stand abolished within six months of the
30 time the first Council and the first County Executive take office.
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1 The employees, records, property, and equipment of the Commission
2 shall thereupon be transferred to the Department of Planning and
3 Zoning established by Section 405 of this Charter.

4 (b) The Metropolitan Commission. The Metropolitan Commission
5 and its offices shall stand abolished within one year of the time
6 the first Council and the first County Executive take office.

7 The employees, records, property, and equipment of the Commission
8 shall thereupon be transferred to the Department of Public Works
9 established by Section 407 of this Charter.

10 (c) Board of Parks and Recreation. The Board of Parks and
11 Recreation shall stand abolished within six months of the time
12 the first Council and first County Executive take office. The
13 employees, records, property, and equipment of the Board shall
14 thereupon be transferred to the Department of Parks and Recreation
15 established by Section 409 of this Charter.

16 (d) Civil Service Board. The Civil Service Board shall
17 stand abolished within six months of the time the first Council
18 and the first County Executive take office. The records, property,
19 and equipment of the Board shall thereupon be transferred to the
20 Personnel Advisory Board established by Section 606 of this
21 Charter.

22 (e) Commission on Human Relations. The Commission on Human
23 Relations shall stand abolished within six months of the time the
24 first Council and the first County Executive take office. The
25 records, property, and equipment of the Commission shall thereupon
26 be transferred to the Human Relations Commission established by
27 Section 411 of this Charter.

28 Section 1026. Other Agencies. All agencies not established, re-
29 established, or abolished by this Charter shall retain their
30 present organization and functions for a period of one year from
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1 the effective date of this Charter. These agencies shall cease
2 to exist at the end of this one year unless they are re-established
3 by legislative act or executive order, as appropriate. This
4 section shall not apply to boards and commissions established by
5 State law.]

6 Section 2. *And Be It Further Enacted*, that before this Act
7 becomes effective, it shall first be submitted to a Referendum of
8 the legally qualified voters of Harford County in accordance with
9 Section 905 of the Charter of Harford County, Maryland, at the
10 General Election to be held in November of 1982. There shall be
11 printed on the ballots or ballot labels to be used at this
12 election the title of this Act, and underneath the title, on
13 separate lines, a square or box to the right of and opposite the
14 words, "For _____", and a corresponding square or box to the
15 right of and opposite the words, "Against _____", so that each
16 voter of the County may designate his or her decision for or
17 against the provisions of this Act. If a majority of the votes
18 cast in the election are "For _____", the provisions of this Act
19 shall become effective from and after the thirtieth (30th) day
20 following the election, but if a majority of the votes cast in
21 the election are "Against _____", the provisions of this Act
22 shall be of no effect and null and void.

23 Section 3. *And Be It Further Enacted*, that subject to the
24 provisions of Section 2 herein and for the sole purpose of
25 providing for the Referendum therein required, this Act shall
26 take effect on the date it becomes law.

27 EFFECTIVE: Subject to the provisions of this Bill,
28 December 3, 1982

29 The Secretary of the Council does hereby
30 certify that fifteen (15) copies of this bill
31 are immediately available for distribution to
32 the public and the press.

Angela M. Markowski
Secretary

BY THE COUNCIL

Read the third time, BILL NO. 82-45

Passed LSD 82-26 (August 3, 1982) ~~(with amendments)~~~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Branger
County ExecutiveDate August 16, 1982

BY THE COUNCIL

This Bill (No. 82-45), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question C) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Rec'd & Deposited 10/1/83 at 1:00 P.M. Secretary of the Council
150-7-802-1000
Douglas E. Clark, Clerk, Harford Co.

EFFECTIVE DATE: December 3, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-47

Introduced by Council President John W. Hardwicke at the request
of the Charter Review Board

Legislative Day No. 82-22

Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article VI of the Charter of Harford County, Maryland, titled, Personnel, by repealing and re-enacting with amendments Section 602, subtitled, Classified and Exempt Services; to provide that the Deputy County Attorneys' position shall be included in the exempt service; and to further provide for the submitting of this amendment to the legally qualified voters of Harford County, Maryland, for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-47

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland, that Article VI, Section 602, titled, Personnel,*
3 *subtitled, Classified and Exempt Services of the Charter of*
4 *Harford County, Maryland, be, and it is hereby repealed and re-*
5 *enacted with amendments, all to read as follows:*

6 Article VI. Personnel.

7 Section 602. Classified and Exempt Services. County positions
8 shall be either in the classified or the exempt services. The
9 exempt service shall consist of: (1) elected officials; (2)
10 members of boards and commissions; (3) the Director of Adminis-
11 tration; (4) the heads of the departments in the Executive
12 Branch; (5) the Secretary of the Council; (6) one clerk or
13 secretary for each of the following officers: the County Executive,
14 the Director of Administration, and the head of each department
15 appointed by the County Executive; (7) temporary or seasonal
16 employees; [and] (8) employees required to be covered by the
17 State merit system; (9) AND DEPUTY COUNTY ATTORNEYS IN THE COUNTY
18 LAW DEPARTMENT.

19 Section 2. *And Be It Further Enacted, that before this Act*
20 *becomes effective, it shall first be submitted to a Referendum of*
21 *the legally qualified voters of Harford County in accordance with*
22 *Section 905 of the Charter of Harford County, Maryland, at the*
23 *General Election to be held in November of 1982. There shall be*
24 *printed on the ballots or ballot labels to be used at this*
25 *election the title of this Act, and underneath the title, on*
26 *separate lines, a square or box to the right of and opposite the*
27 *words, "For _____", and a corresponding square or box to the*
28 *right of and opposite the words, "Against _____", so that each*
29 *voter of the County may designate his or her decision for or*
30 *against the provisions of this Act. If a majority of the votes*
31 *cast in the election are "For _____", the provisions of this Act*
32

1 shall become effective from and after the thirtieth (30th) day
2 following the election, but if a majority of the votes cast in
3 the election are "Against _____", the provisions of this Act
4 shall be of no effect and null and void.

5 Section 3. *And Be It Further Enacted*, that subject to the
6 provisions of Section 2 herein and for the sole purpose of
7 providing for the Referendum therein required, this Act shall
8 take effect on the date it becomes law.

9 EFFECTIVE: Subject to the provisions of this Bill,
10 December 3, 1982

11
12 The Secretary of the Council does hereby
13 certify that fifteen (15) copies of this bill
14 are immediately available for distribution to
the public and the press.

15 Angela Markowski
16 Secretary
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BY THE COUNCIL

Read the third time., BILL NO. 82-47

Passed LSD 82-26 (August 3, 1982) ~~(XXXXXXXXXXXXXXXXXXXX)~~~~XXXXXXXXXXXXXXXXXXXX~~
Failed of Passage _____

By order

Angela Markowski, SecretarySealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Ronald Farrange
County ExecutiveDate August 6, 1982

BY THE COUNCIL

This Bill (No. 82-47), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the CouncilThis Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question E) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.Angela Markowski
Secretary of the CouncilRec'd & Recorded 1-11 1983 at 1:00 P.M.
H.D. [unclear] 7-8-83 examined per
H. Douglas [unclear], Clerk, Harford Co.

EFFECTIVE DATE: December 3, [unclear]

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-48

Introduced by Council President John W. Hardwicke at the request
of the Charter Review Board

Legislative Day No. 82-22

Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article VI of the Charter of Harford County, Maryland, titled, Personnel, by repealing and re-enacting Section 608 thereof, subtitled, Political Activities; to delete the provision against participation by County employees in a political party; to further provide that employees may participate in politics and retain all the rights and obligations of citizenship; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-48

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland*, that Article VI, Section 608 of the Charter of
3 Harford County, Maryland, titled, Personnel, subtitled, Political
4 Activities, be, and it is hereby repealed and re-enacted with
5 amendments, all to read as follows:

6 Article VI. Personnel.

7 Section 608. Political Activities. [No employee in the classified
8 service shall be an officer of a political party or hold political
9 office during his employment. No employee, official, or person
10 shall solicit any assessments, contributions, or services, for
11 any political party from any employee in the classified service.
12 Nothing herein contained shall affect the right of the employee
13 to hold membership in, and support a political party, to vote as
14 he chooses, to express privately his opinions on all political
15 subjects and candidates, to maintain political neutrality, and to
16 attend political meetings. Any classified or exempt service
17 employee who wishes to seek, or accept appointment to, an elected
18 political office shall resign from County service upon indicating
19 such intention by formal declaration or by evidence of candidacy.
20 This latter provision shall not be applicable to elected officials
21 or to employees participating in non-partisan municipal elections.]

22 PARTICIPATING IN POLITICS OR POLITICAL CAMPAIGNS AND THE FREE
23 EXPRESSION OF POLITICAL OPINIONS BY EMPLOYEES OF THE COUNTY SHALL
24 NOT BE PROHIBITED, AND EACH EMPLOYEE SHALL RETAIN ALL RIGHTS AND
25 OBLIGATIONS OF CITIZENSHIP PROVIDED IN THE CONSTITUTION AND LAWS
26 OF THE STATE OF MARYLAND AND IN THE CONSTITUTION AND LAWS OF THE
27 UNITED STATES OF AMERICA, EXCEPT AS MAY BE PROVIDED BY LAW.

28 Section 2. *And Be It Further Enacted*, that before this Act
29 becomes effective, it shall first be submitted to a Referendum of
30 the legally qualified voters of Harford County in accordance with
31 Section 905 of the Charter of Harford County, Maryland, at the
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1 General Election to be held in November of 1982. There shall be
2 printed on the ballots or ballot labels to be used at this
3 election the title of this Act, and underneath the title, on
4 separate lines, a square or box to the right of and opposite the
5 words, "For _____", and a corresponding square or box to the
6 right of and opposite the words, "Against _____", so that each
7 voter of the County may designate his or her decision for or
8 against the provisions of this Act. If a majority of the votes
9 cast in the election are "For _____", the provisions of this Act
10 shall become effective from and after the thirtieth (30th) day
11 following the election, but if a majority of the votes cast in
12 the election are "Against _____", the provisions of this Act
13 shall be of no effect and null and void.

14 Section 3. *And Be It Further Enacted*, that subject to the
15 provisions of Section 2 herein and for the sole purpose of
16 providing for the Referendum therein required, this Act shall
17 take effect on the date it becomes law.

18 EFFECTIVE: Subject to the provisions of this Bill,
19 December 3, 1982
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21 The Secretary of the Council does hereby
22 certify that fifteen (15) copies of this bill
23 are immediately available for distribution to
24 the public and the press.

25 *Angela M. Marlowe*
26 Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-48

Passed LSD 82-26 (August 3, 1982) ~~(with amendments)~~~~XXXXXXXXXXXXXXXXXX~~
Failed of Passage _____

By order

Angela Markowski, SecretarySealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Spranger
County Executive
Date August 16, 1982

BY THE COUNCIL

This Bill (No. 82-48), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the CouncilThis Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question F) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.Angela Markowski
Secretary of the CouncilRec'd & Recorded 1-11 1983 at 1:00 P.M.
H.D.C. 1-11-83 Examined per
D. Douglas, Clerk, Harford Co.

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-49

Introduced by Council President John W. Hardwicke

Legislative Day No. 82-22 Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article VII of the Charter of Harford County, Maryland, titled, Planning and Zoning, by repealing and re-enacting with amendments Section 706, subtitled, Restrictions in Zoning Cases; to provide that no person knowingly and intentionally influence or attempt to influence the Board of Appeals outside of its hearing process; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled
on: August 3, 1982

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the
Charter, a public hearing was held on August 3, 1982
and concluded on August 3, 1982.

Angela Markowski, Secretary

XPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 82-49

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland,* that Article VII, Section 706, titled, Planning and
3 Zoning, subtitled, Restrictions on Zoning Cases, of the Charter of
4 Harford County, Maryland, be, and it is hereby repealed and re-
5 enacted with amendments, all to read as follows:

6 Article VII. Planning and Zoning.

7 Section 706. Restrictions in Zoning Cases.

8 (a) State and County officials who are employees may not
9 appear in a representative capacity on behalf of any private party
10 in any zoning case.

11 (b) No person shall influence or attempt to influence,
12 directly or indirectly, either the [Council] BOARD OF APPEALS or
13 one of its hearing examiners in arriving at a decision in any
14 pending zoning [matter] CASE, except as that person may appear
15 before the [Council] BOARD OF APPEALS or one of its hearing
16 examiners at a public hearing and as a party or as a representative
17 or witness on behalf thereof.

18 (c) IN ORDER TO ASURE COMPLIANCE HERewith, ANY PERSON
19 CONTACTING A MEMBER OF THE BOARD OF APPEALS IN VIOLATION OF
20 SUBSECTION (b) SHALL BE IMMEDIATELY INFORMED OF THE PROVISIONS OF
21 THIS SECTION.

22 (d) Any person who KNOWINGLY AND intentionally violates any
23 of the provisions of this section shall, [on] UPON conviction, be
24 imprisoned for not more than six months, or be fined not more than
25 one thousand dollars, or both IMPRISONED AND FINED.

26 Section 2. *And Be It Further Enacted,* that before this Act
27 becomes effective, it shall first be submitted to a Referendum of
28 the legally qualified voters of Harford County in accordance with
29 Section 905 of the Charter of Harford County, Maryland, at the
30 General Election to be held in November of 1982. There shall be
31 printed on the ballots or ballot labels to be used at this election
32 the title of this Act, and underneath the title, on separate

1 lines, a square or box to the right of and opposite the words,
2 "For ____", and a corresponding square or box to the right of and
3 opposite the words, "Against ____", so that each voter of the
4 County may designate his or her decision for or against the
5 provisions of this Act. If a majority of the votes cast in the
6 election are "For ____", the provisions of this Act shall become
7 effective from and after the thirtieth (30th) day following the
8 election, but if a majority of the votes cast in the election are
9 "Against ____", the provisions of this Act shall be of no effect
10 and null and void.

11 Section 3. *And Be It Further Enacted*, that subject to the pro-
12 visions of Section 2 herein and for the sole purpose of providing
13 for the Referendum therein required, this Act shall take effect on
14 the date it becomes law.

15 EFFECTIVE: Subject to the provisions of this Bill,
16 December 3, 1982

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19 The Secretary of the Council does hereby
20 certify that fifteen (15) copies of this bill
21 are immediately available for distribution to
22 the public and the press.

23 Angela M. Markowski
24 Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-49

Passed LSD 82-26 (August 3, 1982) ~~XXXXXXXXXXXXXXXXXXXX~~~~XXXXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Ferringer
County Executive
Date August 6, 1982

BY THE COUNCIL

This Bill (No. 82-49), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question G) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Angela Markowski
Secretary of the Council

Filed & Recorded 1-11-1983 at 1:00 P.M.
H.D. 7-825 & examined per
H. Douglas Concoat, Clerk, Harford Co.

EFFECTIVE DATE: December 3, 1982

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-50

Introduced by Council President John W. Hardwicke at the request
of the Charter Review Board

Legislative Day No. 82-22 Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article VIII of the Charter of Harford County, Maryland, titled, General Provisions, by repealing and re-enacting Section 805 thereof, subtitled, Additional Compensation; to provide that the Council may authorize additional compensation for County employees to meet temporary or seasonal needs of the County; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela M. Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela M. Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-50

1 Section 1. *Be It Enacted By The County Council of Harford*
2 *County, Maryland,* that Article VIII, Section 805 of the Charter
3 of Harford County, Maryland, titled, General Provisions, sub-
4 titled, Additional Compensation, be, and it is hereby repealed
5 and re-enacted with amendments, all to read as follows:
6 Article VIII. Additional Compensation.
7 Section 805. Additional Compensation. No officer or employee of
8 the County, elected or appointed, whose compensation is fixed, in
9 whole or in part, by this Charter, the laws of the County, or its
10 personnel regulations, shall be entitled to any other compensation
11 from the County for performance of public duties, except expenses
12 for travel and subsistence incident to the performance of his
13 official duties as prescribed by law. IN ORDER TO MEET TEMPORARY
14 OR SEASONAL NEEDS, THE COUNTY COUNCIL MAY SPECIFICALLY AUTHORIZE
15 ADDITIONAL COMPENSATION FOR COUNTY EMPLOYEES.

16 Section 2. *And Be It Further Enacted,* that before this Act
17 becomes effective, it shall first be submitted to a Referendum of
18 the legally qualified voters of Harford County in accordance with
19 Section 905 of the Charter of Harford County, Maryland, at the
20 General Election to be held in November of 1982. There shall be
21 printed on the ballots or ballot labels to be used at this
22 election the title of this Act, and underneath the title, on
23 separate lines, a square or box to the right of and opposite the
24 words, "For _____", and a corresponding square or box to the
25 right of and opposite the words, "Against _____", so that each
26 voter of the County may designate his or her decision for or
27 against the provisions of this Act. If a majority of the votes
28 cast in the election are "For _____", the provisions of this Act
29 shall become effective from and after the thirtieth (30th) day
30 following the election, but if a majority of the votes cast in
31 the election are "Against _____", the provisions of this Act
32 shall be of no effect and null and void.

1 Section 3. *And Be It Further Enacted*, that subject to the
2 provisions of Section 2 herein and for the sole purpose of
3 providing for the Referendum therein required, this Act shall
4 take effect on the date it becomes law.

5 EFFECTIVE: Subject to the provisions of this Bill,
6 December 3, 1982

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9 The Secretary of the Council does hereby
10 certify that fifteen (15) copies of this bill
11 are immediately available for distribution to
12 the public and the press.

13 *Angela Maslow*
14 Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-50

Passed LSD 82-26 (August 3, 1982) ~~(XXXXXXXXXXXX)~~~~Failed XXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Brange
County ExecutiveDate August 6, 1982

BY THE COUNCIL

This Bill (No. 82-50), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question H) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Angela Markowski
Secretary of the Council

Rec'd & Recorded 1-11 1983 at 1:00 P. M.
H.D.C. Liber 7 Folio 529 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: December 3, 1982